



JOINT COMMITTEE ON COURT REFORM

CASE MANAGEMENT WORKSHOP

June 10 & 11, 1993

ADVOCATES' SOCIETY
CANADIAN BAR ASSOCIATION - ONTARIO
LAW SOCIETY OF UPPER CANADA
COUNTY OF YORK LAW ASSOCIATION

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JOINT COMMITTEE ON COURT REFORM

CASE MANAGEMENT

WORKSHOP

JUNE 10 AND 11, 1993

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JOINT COMMITTEE ON COURT REFORM

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TO: REGISTRANTS OF CASE MANAGEMENT WORKSHOP
JUNE 10/11, 1993

DATE: JUNE 3, 1993

This will confirm your registration for the workshop on June 10 and 11, 1993.

I am enclosing materials for the workshop. Due to cost, we have had to find economical means of assembling the materials.

IF YOU HAVE ATTENDED A PREVIOUS WORKSHOP:

You are receiving only those materials created since the November 1992 workshop. We urge you to bring to the workshop next week the binder which you received at the November 1992 workshop. Ideally, you should insert the enclosed index and materials in the old workshop binder.

IF YOU HAVE NOT ATTENDED A PREVIOUS WORKSHOP:

You are receiving a variety of materials which would assist in developing the background and the status of each of the existing pilot projects. We urge you to review the report prepared in November 1992 by the outside evaluator, Barry Mahoney.

Approximately 40 people have confirmed registration at the workshop who have not previously attended. An informal session will begin at 4:00 p.m. on June 10th and end at 5:00 p.m. when the formal proceedings begin. In that one hour interval, some of the members of the Workshop Organizing Committee and of the Case Management Steering Committee will be available to answer questions and provide further information. We welcome any of you whose travel arrangements enable you to arrive a little earlier than scheduled.

FOR ALL REGISTRANTS:

The Case Management Rules for Algoma, Essex, and Toronto are not included. It would be wise if you brought your copy of the Ontario Civil Practice. Some editions have all of the Case Management Rules.

I draw your attention to the detailed Agenda which is enclosed in the material. You will note at 8:15 a.m. on Friday, June 11th, there will be a meeting of those who are specifically interested in Case Management in family law.

We have had a very positive response to the invitation for this workshop. We look forward to seeing you on June 10th.

Fran Kiteley
Co-Chair, Joint Committee
on Court Reform





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CASE MANAGEMENT WORKSHOP

THE 5 W'S IN CASE MANAGEMENT: WHO? WHAT? WHERE? WHEN? and WHY?

Thursday June 10, 1993
(5:00pm - 7:00pm - Dinner to follow)

-and-

Friday June 11, 1993
(9:00am - 12:15pm)

BACKGROUND

At the November, 1992 Case Management Workshop, representatives from the Bench, Bar and Ministry of the Attorney General participated in meetings over two days to discuss and evaluate Case Management pilot projects in Toronto, Sault St. Marie and Windsor, to hear an independent consultant's report on the pilot projects, and to consider the prospects of continuing and expanding pilot projects throughout the province. The consensus of the meeting was to design and implement a universal province-wide Case Management system as soon as possible.

The June Workshop departs from tradition and will, for the first time, include participants from across the province, outside our pilot project sites. The discussion will continue, for the benefit of both new and continuing Workshop participants, from the perspective of the 5 W's:

What is it/what should it be ?
Why is it needed ?
Who is affected by its implementation ?
Where will it be implemented ?
When will it be implemented ?

THE PROGRAM

Thursday, June 10, 1993 at the Law Society, 130 Queen St. W., Lecture Hall

4:00 to 5:00 pm

Refreshments

Introductory meeting for first time participants.

5:10 to 5:30 pm

The Honourable Marion Boyd
Attorney General of Ontario

Judge Grant A. Campbell
Ontario Court of Justice (Provincial Division)

5:30 to 6:00 pm

Doug Somerlot
Director, Judicial Services
American Bar Association

The general principles of Case Management, why we need it, and an overview of the three project sites.

6:00 to 7:00 pm

Workshop Groups on the 5 W's
(Bench, Bar and Ministry)

1. Is Case Management needed ? If the trial list is current and the backlog is under control, why do we need Case Management ?

The focus will be on cost efficiencies, to the individual litigant, and to the justice system at various stages of the proceedings including:

- a) pleadings;
- b) discovery;
- c) interim motions;
- d) pre-trial; and
- e) trial.

2. Overview of accomplishments, and problems in the three pilot project sites. What features in each of Windsor, The Sault and Toronto should be incorporated; what should be avoided.

3. Design features to be addressed in developing a province-wide system i.e.: A.D.R. suggestions, coping with backlog, compatibility of Case Management with the circuitry, etc., etc..

The new suggestions from this discussion will be added to the agenda for consideration the next day.

7:00 pm

Bar and Plenary "Wrap up" by Doug Somerlot followed by Dinner at Convocation Hall

Friday, June 11, 1993 at the CBAO, 20 Toronto St., 2nd Floor, Toronto

8:15 to 8:45 am

Coffee/muffins
Discussion of Family Law issues

9:00 to 9:30 am

Case Management Steering Committee Report

9:30 to 9:45 am

The Honourable F.W. Callaghan
Chief Justice of the Ontario Court
of Justice (General Division)

9:45 to 11:15 am

Workshop Groups on the 5 W's
(Bench, Bar and Ministry - integrated)

1. Backlog strategy.
2. Province-wide Case Management - Design issues canvassed in the Ontario Steering Committee ("OSC") Report:
 - (i) Calendaring: Should the CM calendar be event-driven or Day-1 driven? (See Preamble to OSC Report)
 - (ii) Pilot Projects: Should the Pilot Projects be extended? (See Item I - OSC Report)
 - (iii) Judges: Should there be a designated CM judge or team assigned to each case or should CM be subject to normal judicial assignment? Should the approach be Province-wide or as determined by the Regional Senior judge? (Item II)
 - (iv) Early Judicial Intervention: Should there be an early case conference? At what stage? Mandatory or discretionary? (Item III)
 - (v) Judicial Authority: Should judges have

authority to call case conferences, make orders and give directions, at their own initiative? (Item IV)

(vi) Tracks: Is there a need for a complex track? How many tracks should there be? (Items V, VI and VII)

(vii) Trial Management Conference: Should TMC's be incorporated into the CM Rules? At what stage? Mandatory or discretionary? (Item VIII)

3. Other Design Issues:

a) Family Law: Should the rules be the same as for civil or separate? Should there be two tracks, rather than a single track?

b) A.D.R.: How do we integrate A.D.R. concepts into Case Management? What role could the Bar play?

c) Masters: Is there a need in centres with high volume for Masters or Case Management Officers?

d) Circuitry: How do we integrate principles of circuitry with Case Management?

e) Innovations: Are there additional principles relating to the fast track that should be incorporated in addition to Case Management to reduce costs, delays and facilitate settlement?

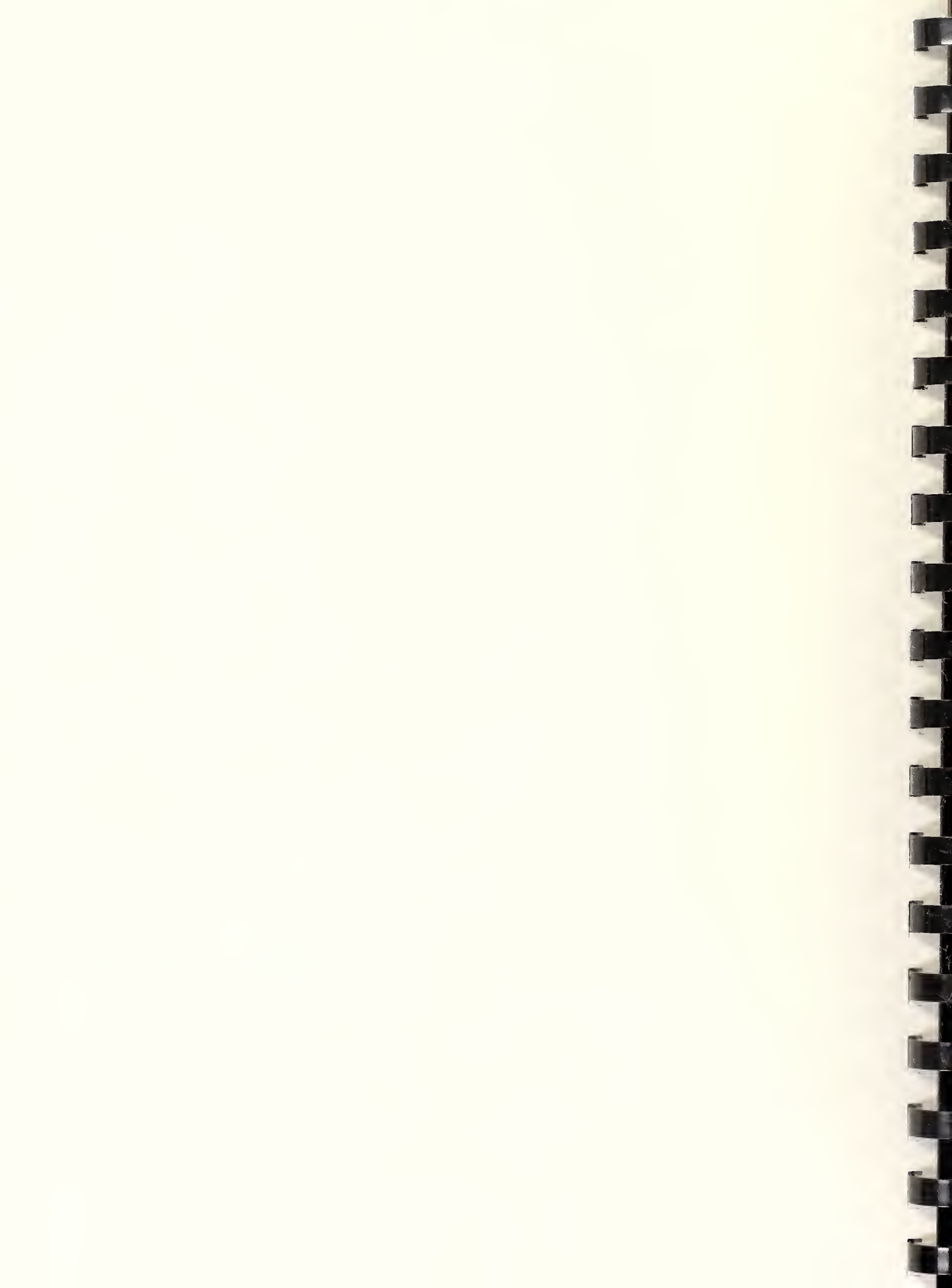
f) Expansion of CM: Should Case Management be introduced gradually across the province? Region by region or on a province-wide basis?

11:15 to 11:30

Break

11:30 to 1:00 pm

Final Plenary Session with Doug Somerlot



Areas of both consensus and areas of divergent views on the following:

1. Backlog.
2. Summary of design issues including the Steering Committee Report.
3. A realistic timetable to achieve implementation of Case Management.
4. Development of a province-wide communication strategy.



SECOND REPORT OF THE CASE MANAGEMENT STEERING COMMITTEE

May 28, 1993

At the last Case Management Workshop in November, 1992, this Committee was given the task of examining, in some detail, what ought to be in any set of rules designed to introduce a province-wide case management system. We had occasion to comment in our Report of November 11, 1992, that there are grave difficulties in attempting to write a set of new rules without having detailed information on local requirements, resources and problems.

We have however considered at least a number of the major issues which will have to be dealt with in the event of expansion of the pilot projects. It is our view that those matters on which we have expressed definite and committed views are essential. We accept that there are other and related issues which will have an impact on the design of any new system.

We wish to emphasize that all that was recommended by our Committee in its Report of November 11, 1993 is to be considered as repeated here. There are major issues of principle and policy dealt with there which are the basis and foundation of these present recommendations.

We hope that our recommendations may be greeted with general approval and support. The judgments expressed are based on careful analysis of available statistical information and the valuable operational experience obtained from the pilot projects over a considerable length of time. We have sought and invited submission of the views of a great number of judges, lawyers and administrators who have been actively involved in the process from the beginning.

Our Committee was able to arrive at unanimous views on almost every point considered.

There is agreement that family law must be part of case management. It has proved to be very successful in Windsor, for example, as may be confirmed by some of the statistical information derived from that pilot project. There should be a separate set of family law rules, probably with at least three tracks to meet the requirements of speedy, standard and child welfare cases. However we went no further in our deliberations, since the structuring and design of rules depends on the court or courts in which the work is to be done, and that issue is now in the final stages of intergovernmental determination. While we are reluctant simply to put the problem to one side, we have been convinced by representations on behalf of the family law bar, particularly in Toronto, that any detailed analysis is at this stage premature. We are aware that the Family Law Rules Committee is involved in the crafting of a single set of family law rules.

The rule changes required should be introduced into the present Rules of Civil Procedure, and the changes should be kept as simple as possible. This Committee

would like the opportunity to be consulted before any proposed rule changes are submitted to the Rules Committee for consideration and passage.

We believe that there should generally be an event-driven, rather than a 'day one' system, and that a party should have the time advantage which ought to come from diligence and expedition in the accomplishment of steps in the action. We recognize that the ultimate decision may depend, in part, on the most effective way found to design and operate the software necessary for case management.

Our detailed technical conclusions and recommendations follow.

- I. We vigorously support the continuation of the three pilot projects for an additional two years, while efforts are made to deal with the extension of case management province-wide. The Essex and Sault Law Associations have already passed resolutions to that effect. Both Advisory Committees of the Toronto project support continuation of their pilot program for two more years. The most recent Case Management Workshop deliberations support that same position. It is important to continue the momentum of the ongoing projects, and to study how the operations function in the longer term as crucial steps are taken to diminish or eliminate court backlogs.
- II. The rules must have provisions that permit the introduction into each judicial region of an individual, master, team or other calendar approach to the handling and management of cases, depending on decisions made by the Regional Senior Judge, under the direction of the Chief Justice of the General Division.
- III. There should be some form of initial judicial involvement in cases, and the rules should have provision for early case conferences, so that local arrangements may be made consistent with judicial resources and workload.
- IV. There must be rule provisions giving to a judge, whether operating under an individual case management system or some form of master calendar system, full authority to deal with the action, and to call case conferences, whether at the request of counsel or otherwise. There must be authority to make such orders or give such directions as may be required to carry out the purpose of the rules, that is to ensure the elimination of unnecessary cost and delay in civil litigation, to facilitate early and fair settlements, and to bring actions to a just determination while allowing time reasonably required for the conduct of the actions.
- V. There should be in the system provision for a Fast Track, with the following timetable and provisions:
 - A. there should be no requirement for the serving or filing with the originating document, or the statement of defence, of an affidavit of documents or copies of documents

- B. 60 days to serve and file with proof of service the originating document
 - C. 25 days to deliver the statement of defence, with this time and all other times for pleadings not to be extended without order, with the exception contained in H below
 - D. 20 days to deliver any reply
 - E. the time for all other pleadings to be governed by the provisions of the rules presently in place in the Rules of Civil Procedure
 - F. the defendant to be noted in default automatically by the registrar for failure to file a defence
 - G. the registrar to send notice of the default to the plaintiff forthwith, the plaintiff to have 60 days to take judgment, to commence a motion for judgment or to place the action on the trial list, failing which the action will be dismissed without costs; there to be a simple procedure to set aside such an order on summary application to a judge
 - H. within those 60 days the defendant may, on consent, file a statement of defence
 - I. no monitoring of the discovery process, with this aspect of the conduct of the litigation controlled by judicial involvement at the pre-trial conference stage, before that time at the request of counsel, and by an appropriate notice form with respect to the pre-trial conference date
 - J. the pre-trial conference to be held no earlier than 4 months after the close of pleadings, save on consent of the parties, with procedures to facilitate such early date selection by counsel
 - K. at the pre-trial conference a date for trial to be arranged; the trial to be held, except on consent, no earlier than 30 days after the pre-trial conference
 - L. the plaintiff to prepare and deliver a trial record no later than 10 days before the trial
- VI. There should be in the system provision for a Standard Track, with the following timetable and provisions:
- A. 60 days to serve and file with proof of service the originating document
 - B. 60 days to deliver the statement of defence, with this time and all other times for pleadings not to be extended without order, with the exception

contained in G below

- C. 20 days to deliver any reply
 - D. the time for all other pleadings to be governed by the provisions of the rules presently in place in the Rules of Civil Procedure
 - E. the defendant to be noted in default automatically by the registrar for failure to file a defence
 - F. the registrar to send notice of the default to the plaintiff forthwith, the plaintiff to have 60 days to take judgment, to commence a motion for judgment or to place the action on the trial list, failing which the action will be dismissed without costs; there to be a simple procedure to set aside such an order on summary application to a judge
 - G. within those 60 days the defendant may, on consent, file a statement of defence
 - H. no monitoring of the discovery process, with this aspect of the conduct of the litigation controlled by judicial involvement at the pre-trial conference stage, before that time at the request of counsel, and by an appropriate notice form with respect to the pre-trial conference date
 - I. the pre-trial conference to be held no earlier than 8 months after the close of pleadings, save on consent of the parties, with procedures to facilitate such early date selection by counsel
 - J. at the pre-trial conference a date for trial to be arranged; the trial to be held, except on consent, no earlier than 30 days after the pre-trial conference
 - K. the plaintiff to prepare and deliver a trial record no later than 10 days before the trial
- VII. There is no need for a Complex Track. Almost no use has been made of this track in the pilot projects, that use often having simply reflected a desire to avoid the time constraints of the standard track. At a case conference, held at the request of counsel or at the instigation of a judge, any required special orders or directions may be made, including the appointment of a specific judge to deal with all or some particular matters in the proceeding, and the setting of a special timetable, whether or not the case is being handled in an individual or a master calendar system.
- VIII. There should be specific provision in the rules for the conduct of trial management conferences, bearing in mind that:

- A. they might well be particularly valuable in the case of prospectively long trials
 - B. they should ordinarily be conducted at least 30 days before trial commencement
 - C. they should ordinarily be conducted by the trial judge
 - D. they should not focus on settlement, especially if conducted by the trial judge
- IX. There should be careful re-consideration of the provisions of Rule 50 of the Rules of Civil Procedure, with special emphasis on:
- A. the need to ensure that proper and helpful memoranda, reports and other documentary material are made available to the judge well ahead of the pre-trial conference, recognizing the problem of cost with respect to some expert opinions
 - B. the need to have a pre-trial memorandum form for consideration by the trial judge, containing information about which matters remain in issue and which do not, and any other matter which counsel may agree or the pre-trial judge may properly determine should be communicated to the trial judge
- X. There must be put in place rules to provide for more simple disposition of uncomplicated motions, including:
- A. motions routinely to be dealt with by conference call
 - B. a short form, such as the Toronto Form 3 or Form 5, or the simple forms now in use in the other pilot projects, should normally be used for motions, with the presence of counsel often not required
 - C. motions should be dealt with by judicial endorsement on the form, that endorsement being the order
- XI. There should be put in place, perhaps not in regulatory provisions, Regional Committees, appointed by the Regional Senior Judges, to monitor the new rules put in place, and to assume responsibility for advising on changes in rule provisions and practices.

CIVIL CASE MANAGEMENT STATISTICAL SUMMARY

SAULT STE.MARIE - WINDSOR - TORONTO

JUNE 1993

prepared by the Caseflow Management Unit
Court Administration Division
Ministry of the Attorney General

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APPENDICES

- RULES OF CIVIL PROCEDURES: TIMETABLES
- WORKSHEETS: SAULT STE. MARIE; TORONTO; WINDSOR

HIGHLIGHTS

- Since the inception of the Civil Case Management Pilot Project, all the sites have experienced a downward trend in the number of cases commenced with Sault Ste. Marie showing the most significant decline. One reason being the change in legislation of the no-fault automobile insurance which created a dramatic decrease in the number of claims filed across the province. Secondly, another plausible explanation could be the recent increase in monetary jurisdiction of the Small Claims Court.
- All pilot sites have been showing a low rate of disposition during the last months.
- In all pilot sites, majority of the caseload is being disposed before a statement of defence is filed.
- In all three pilot sites, figures seem to indicate that case management cases on the fast track are moving faster through the litigation stages in comparison with the non case management cases sample in Toronto.
- Keeping in mind the uniqueness of each site, what was common among sites was the average time to reach stages beyond the delivery of the statement of defence exceeding the timetables set by the rules, with certain exception according to the track and location. This suggests a possible revision of the rules for all sites.
- For case management cases, Toronto has a high number of motions for extension of time and other motions requested. Changes in case management procedures which were noted in the daily journal could be attributable to this observation.

1. SCOPE OF THE REPORT

The objective of this report is to present a summary of the quantitative data produced by the case management pilot sites underway in Sault Ste-Marie, Windsor, Toronto since the inception of the pilot project.

The report is intended to be a mid-course examination of what is, or would in the future be required to support the viability and the expansion of case management province-wide in civil and family law litigation.

All data has been presented in a graph format to facilitate the observation and or the analysis of trends over time which can be especially helpful in assessing success reducing pending caseloads, eliminating older cases from the inventory, etc.

2. DATA VARIANCE AMONGST SITES

The following is a description of how the statistical reports were different between the three sites. Sault Ste. Marie provided statistics in the family track for each report. A set of Rules does not exist for the family track in Sault Ste. Marie, therefore these cases should have been recorded in the appropriate civil track. Windsor reported non case management data that consisted of cases that were filed by way of application rather than claim. This information was not included in the analysis of case management.

a. **Report 46: Case Managed Cases Commenced and Disposed Case Managed Cases Pending Cases Disposed as a Percentage of Total Pending**

This month by month report produced by Windsor does not seem to be picking up all cases that are filed and disposed. There is inconsistency between the monthly report and the "Roll-up" (ie. anchored at the start date of the project) Report.

In addition, Windsor provided this report anchored at the start date of the project. Therefore, an adjusted number of cases filed was calculated to show the number of cases filed each month. This was calculated by using the same formula as that used to calculate the adjusted disposed figure.

For Toronto, data on the number of cases that were filed and disposed was extracted from their Executive Summary.

b. Report 49 & 50: Cases Disposed at Each Stage

For each site, an analysis was not made to examine the type of disposition. Instead, this information was combined to give a total number of cases disposed at each stage, for each track.

Toronto produced Report 50 that provided data on non-case managed cases. The Proof of Service, Completion of Discovery and Case Conference stages were excluded from the analysis because it is not required that a case complete these stages. While it is necessary that the Pre-trial stage be completed, factors such as keying operators not entering the information, or solicitors not being required to provide documentation, make it difficult for the number of cases filed at this stage to be tracked.

**c. Report 48: Cases Pending at Each Stage
Average Days to Reach Stages**

For Sault Ste. Marie, in order for the data in this report to be consistent with the number of pending cases reported in Report 46, data reported in the non-case management section of Report 48 was also included in the reports. In addition, a comparison of average days to reach a stage of litigation in the Family Track was not provided as there is not a time frame established for this track in the Rules.

For Windsor, the Completion of Discovery stage was excluded from the analysis of the civil tracks because it is not required that a case complete this stage.

Toronto's Report 48 ages the cases in each stage on a cumulative (aging based on the commencement of the case) and a non-cumulative (aging is event driven) time frame. For the chart Pending Cases at Each Stage of Litigation, the data from the two aging reports did not coincide. Therefore, only the non-cumulative report was used to produce the chart. The charts illustrating average days to reach stages of litigation were produced to illustrate the cumulative and non-cumulative time frames against the rules.

In addition, cumulative aging figures to represent the Rules for each site was based on the maximum amount of time period allowed for each stage to be completed without motions for extension of time. This represents the sum of one event to the next.

d. **Report 47 and 51: Motions for Extension of Time and Number Granted**

Information on this category is provided only for Toronto as data for the other two sites is presently invalid due to differences in the definition of motion requested and granted. Windsor does not count the number of requests, only the number granted. Sault Ste. Marie counts the number of formal motions requested as both formal motions and notices generated by Sustain, but the number of motions granted represents only the formal motions. Because of these differences in the definitions of requested and granted between the three sites, this report cannot be compared.

3. METHODOLOGICAL OVERVIEW

All data used for the charts was provided monthly by the three pilot sites . Where necessary, the data was manipulated to provide the relevant information. The following is a description, by chart, on what reports were used and how the numbers were arrived at.

- **Case Managed Cases Commenced and Disposed
Case Managed Cases Pending**

For Sault Ste. Marie and Windsor, this chart was created from a combination of both the monthly and the "Roll-up" (ie. anchored at the start date of the project) version of Report 46. For Toronto, this chart was created from an Executive Summary based on Report 46 and 56.

The number of cases filed was taken directly from the monthly Report 46. An adjusted disposed figure for each month (or quarterly in the case for Windsor) was calculated, in order to arrive at the total number of cases that were disposed of in each month, rather than the number of cases disposed out of the number of cases filed in that month.

To calculate the adjusted disposed figure for each month, the number of cases disposed in the roll-up report for the month previous to the one in question was subtracted from the number of cases disposed reported in the roll-up report for the month in question. For example, to determine the number of cases disposed in the month of March 1993, the number of cases disposed for September 1990 to February 1993 was subtracted from the number of cases disposed for September 1990 to March 1993. This is the adjusted value that appears in the charts.

The number of cases pending for each month was calculated by adding the number of cases pending from the previous month (-ie- February) to the number of cases filed in the month in question (-ie- March). This figure was then subtracted from the number of cases disposed in the month in question (-ie- March).

Numerical Example:

PERIOD	ROLL-UP REPORT 46			PERIOD	ADJUSTED MONTHLY REPORT		
	FILED	DISP	PEND		FILED	DISP.	PEND
SEPT 90 - FEB 93	2119	1286	833	FEB 93	44	44	833
SEPT 90 - MAR 93	2177	1374	803	MAR 93	58	1374-1286=88	(833+55)-88= 803

- **Cases Disposed as a Percentage of Total Pending**

For each site this was calculated by dividing the number of cases disposed in the month by the total number of cases pending at the end of this month.

- **Cases Disposed at Each Stage**

For each site, Report 49 anchored at the start date of their project was used. Toronto also provided data on non-case managed cases in Report 50. These reports recorded the stages completed by all disposed cases. Therefore, in order to determine the number of cases that were disposed of at each particular stage of litigation required that the number recorded at the next stage be subtracted from the amount recorded at the stage in question -ie- to determine the number of cases that were disposed at the Proof of Service stage, the number of cases that filed a Statement of Defence was subtracted from the number that filed a Proof of Service.

Numerical Example:

PERIOD	# OF DISPOSED CASES THAT FILED A PROOF OF SERVICE	# OF DISPOSED CASES THAT FILED A STATEMENT OF DEFENCE	# OF CASES DISPOSED AT PROOF OF SERVICE STAGE
SEPT 90 - MAR 93	820	158	820-158 = 662

- **Cases Pending at Each Stage**
Average Days to Reach Stages

These charts were created from the Report 48 Roll-up. **Cases Pending at Each Stage** was calculated in the same manner as **Disposed Cases at Each Stage**. **Average Days to Reach Stages** was taken directly from Report 48 for each site and compared to the Case Management Rules of Procedures established by each site.

- **Motions for Extension of Time and Number Granted**

Report 47 and 51 was used to produce this chart for Toronto only, as the other two sites are invalid due to definition problems. Toronto provided information on motions for extension of time and "other" motions in relation to case management and non-case managed cases. In total four categories of information was provided (case managed motions for extension of time; non-case managed motions for extension of time; "other" case managed motions; and "other" non-case managed motions).

4. COMPARISON AMONG SITES

Comparison among the three pilot sites should be done with considerable caution due to the following existing differential factors:

- population size
- size of caseload
- number of full time staff size assigned to case management
- programming/automation resources
- different set of rules with different time standards for completion of a cases or stages of litigation
- different case tracks with differing time frames for completion of stages of the litigation process - for different categories of cases
- number of judges assigned to case management

- different setting schedules for judges
- different date of commencement of the project
- different operational procedures and policies in the application of the rules
- lawyer's litigation practices

Therefore under the above circumstances, we have limited ourselves to general comparisons. Each site should be considered as unique and only pre and post case management data should be compared in a latter analysis.

-SAULT STE.MARIE-

**JOURNAL
SAULT STE. MARIE ISSUES
CASE MANAGEMENT
SEPTEMBER 1990 TO DECEMBER 1992**

Judicial Factors

- Case Management in Sault Ste. Marie was undertaken as a pilot project with the expectation of having 4 justices presiding over it.
- The retirement of one justice and the transfer of another led to the project starting up with only 2 justices in September, 1990.
- The sudden illness of a justice in the spring of 1992 has had an impact on the remaining case management judges.
- As of September, 1992 we have 3 judges presiding over case management.

Other Factors

Scheduling Pre-trial

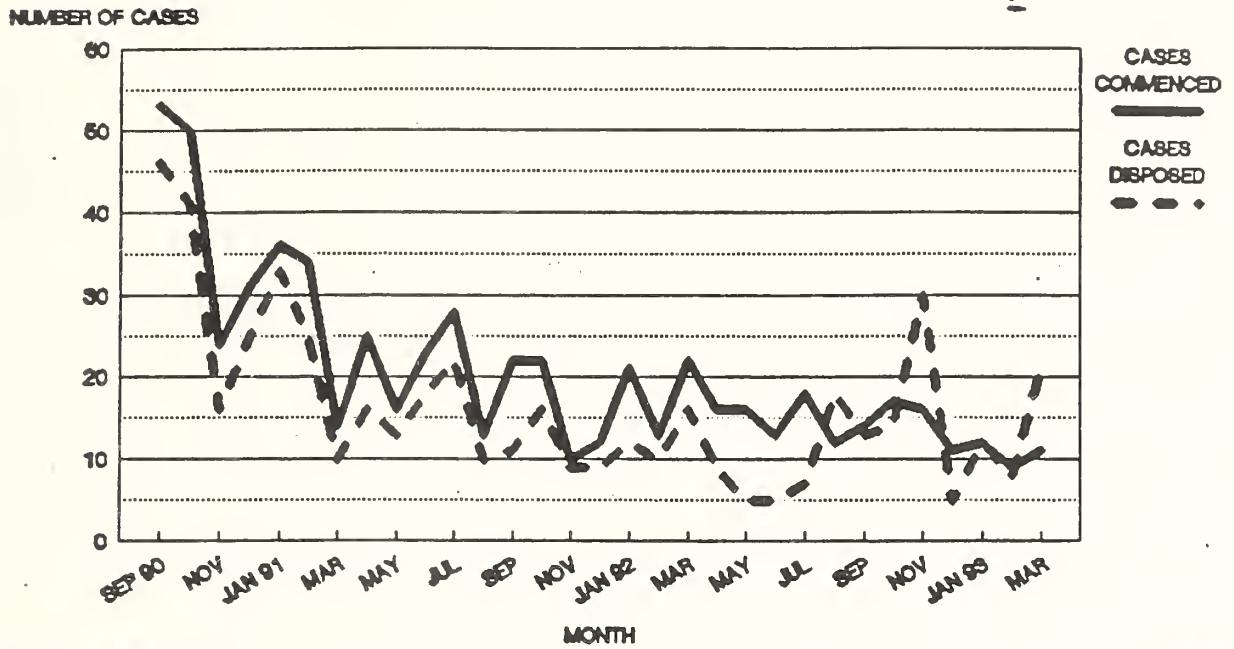
- The Time Standards as set up tracked the case for only stages 1 (proof of service) and 2 (defence).
- The pre-trial report for tracking stage 3 did not work as proposed, therefore, all cases from that stage onwards were not picked up. A programmer was not available to make changes to this report. September, 1990 to December, 1992.
- We relied on the lawyer to enforce this time standard.
- Late in 1992, upon the filing of a statement of defense, the registrar's office schedule for action for pre-trial assignment court the "month of" target date 3, in efforts to keep all cases on track. If the target date has passed, the action is placed on the next pre-trial assignment court.
- Work has been done to get the family case load back on "track", however, the civil caseload remains untouched.

DEFINITIONS OF GRAPH 1 TO 4a

- **CASE MANAGED CASES COMMENCED AND DISPOSED** is a comparison of the cases that were filed and completed in each month. Cases disposed are made up of all cases completed during the month. This graph is essential in determining whether or not the court is handling the incoming caseload.
- **CASE MANAGED CASES PENDING** illustrates the number of cases left outstanding at the end of each month. This chart is essential for determining whether a backlog is building or decreasing.

GRAPH 1a

GENERAL DIVISION - SAULT STE. MARIE
CASE MANAGED CASES COMMENCED & DISPOSED
FAST TRACK

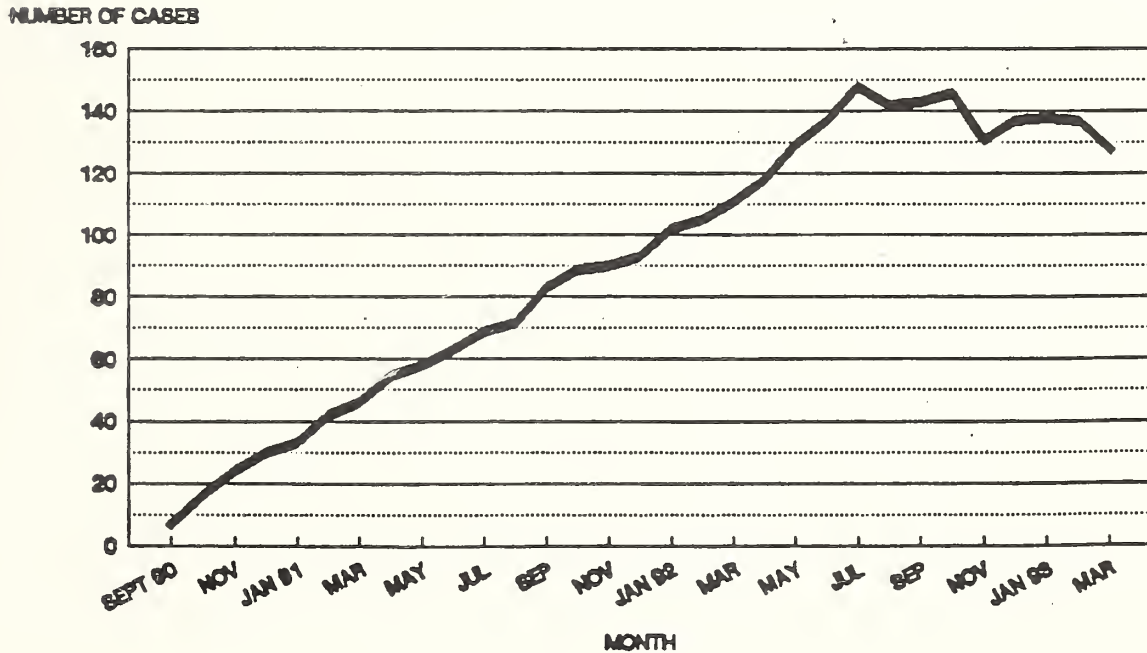


Extrapolated from Report 48

LSaBa

GRAPH 1b

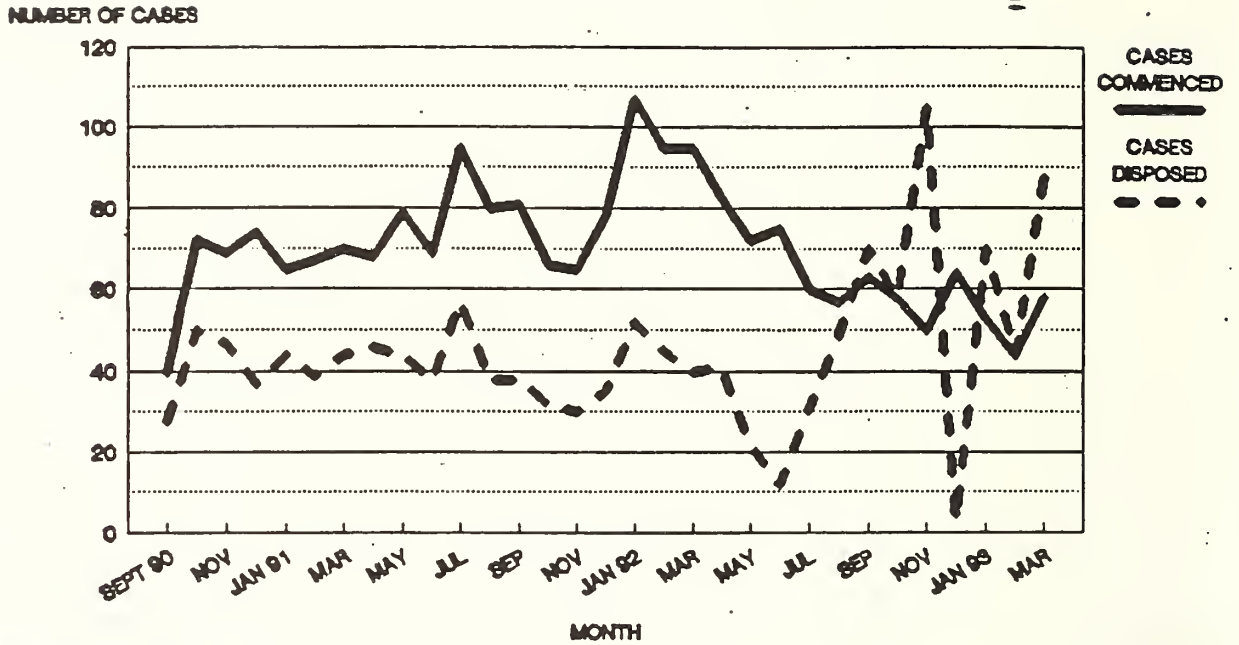
GENERAL DIVISION - SAULT STE. MARIE
CASE MANAGED CASES PENDING
FAST TRACK



LSABA

GRAPH 2a

GENERAL DIVISION - SAULT STE. MARIE
CASE MANAGED CASES COMMENCED & DISPOSED
STANDARD TRACK

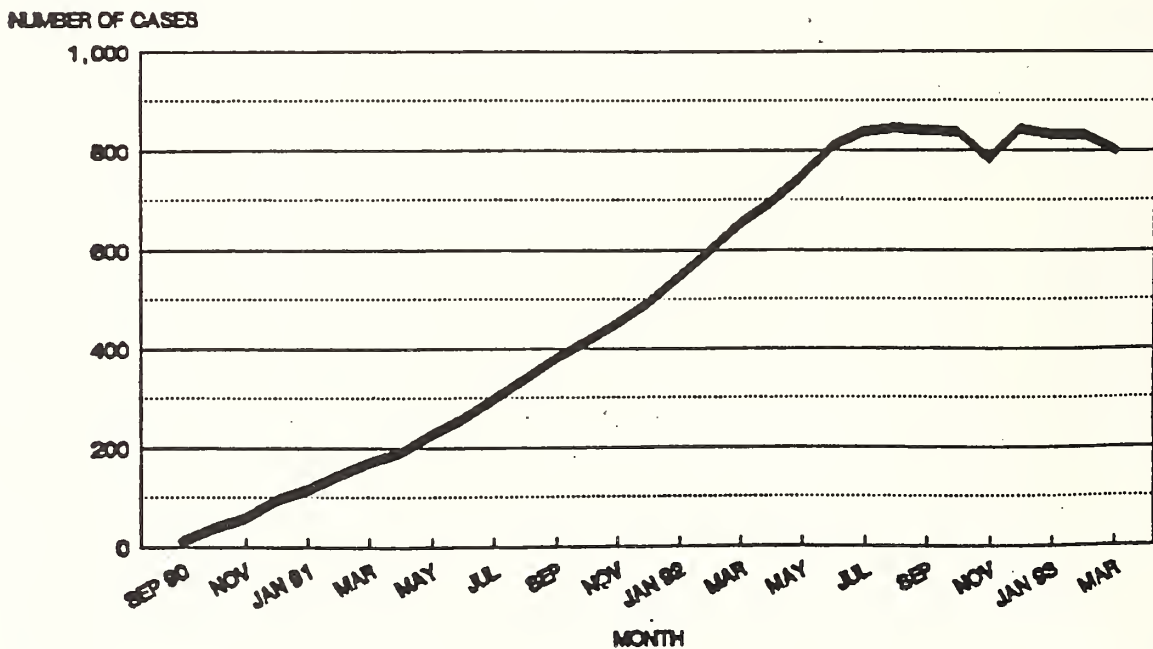


Extrapolated from Report 48

Line 8b

GRAPH 2b

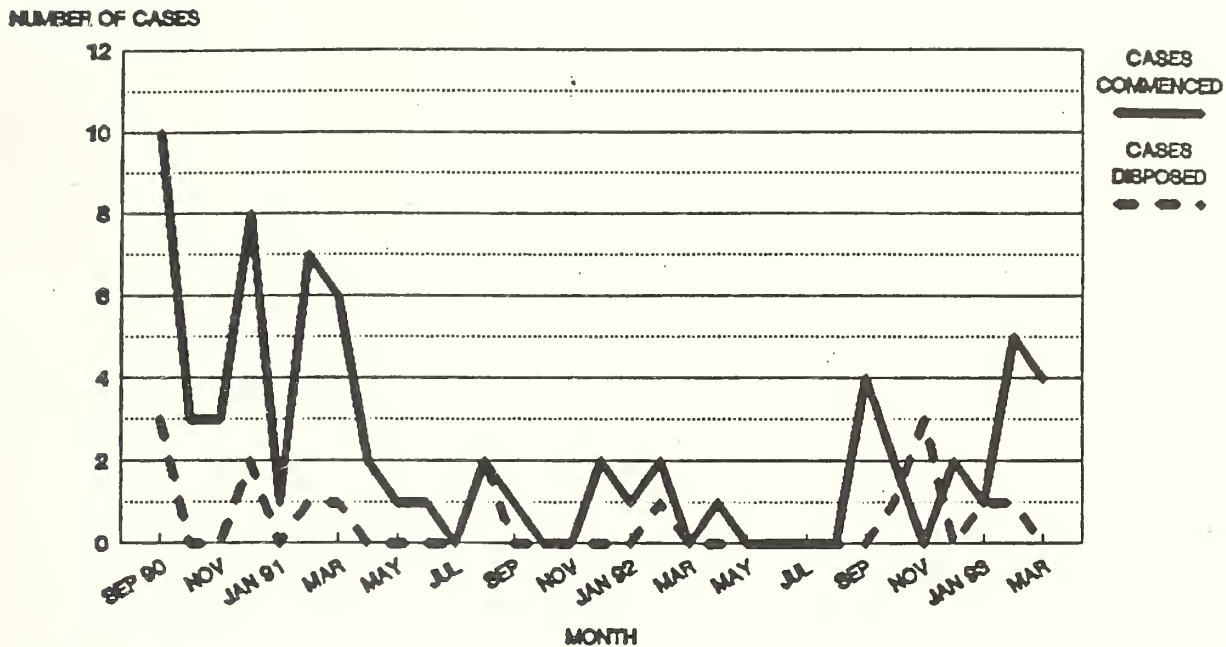
GENERAL DIVISION - SAULT STE. MARIE
CASE MANAGED CASES PENDING
STANDARD TRACK



Line 9b

GRAPH 3a

GENERAL DIVISION - SAULT STE. MARIE
CASE MANAGED CASES COMMENCED & DISPOSED
COMPLEX TRACK

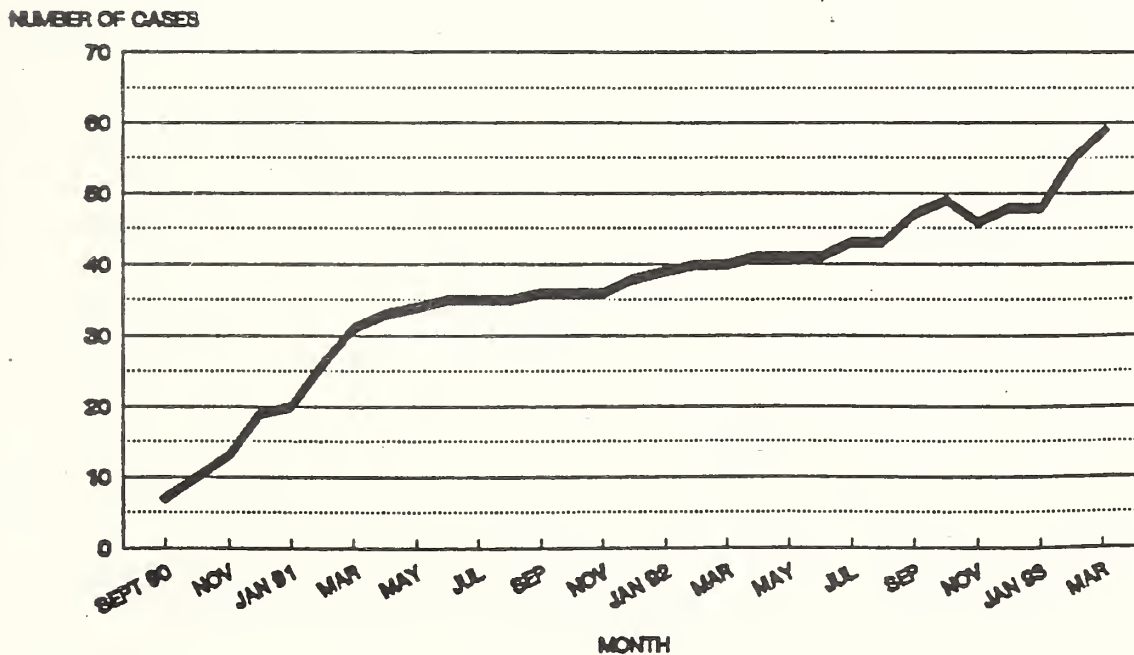


Extrapolated from Report 48

Line8c

GRAPH 3b

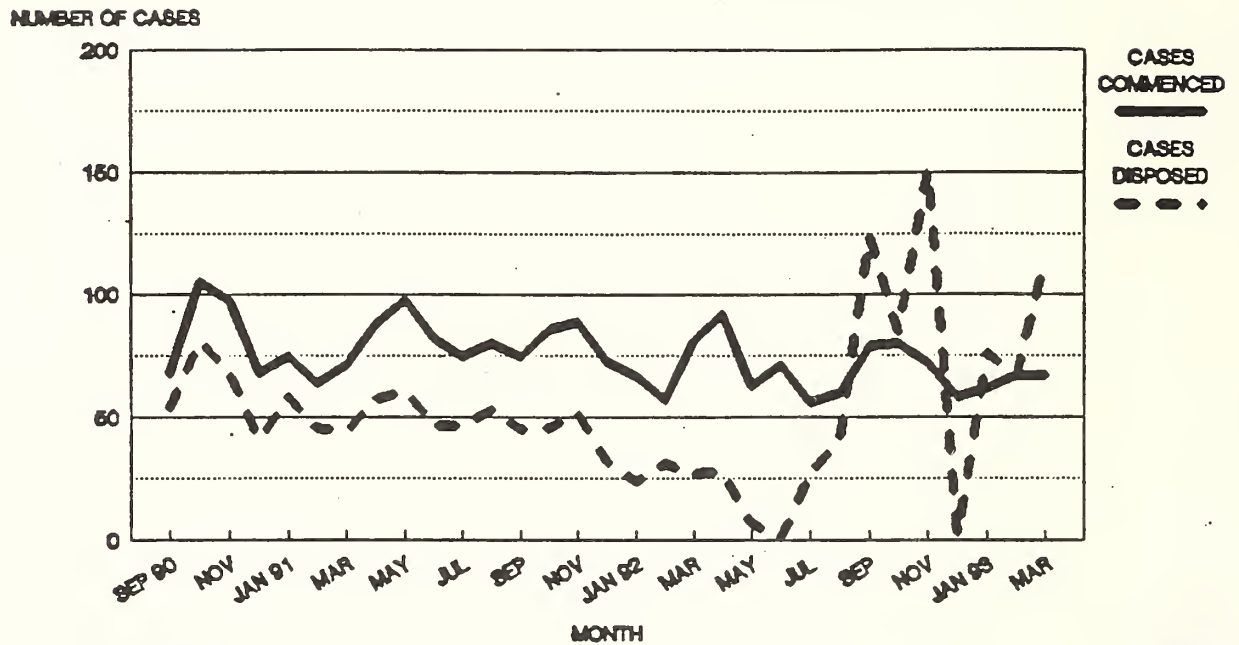
GENERAL DIVISION - SAULT STE. MARIE
CASE MANAGED CASES PENDING
COMPLEX TRACK



Line9c

GRAPH 4a

GENERAL DIVISION - SAULT STE. MARIE
CASE MANAGED CASES COMMENCED & DISPOSED
FAMILY TRACK

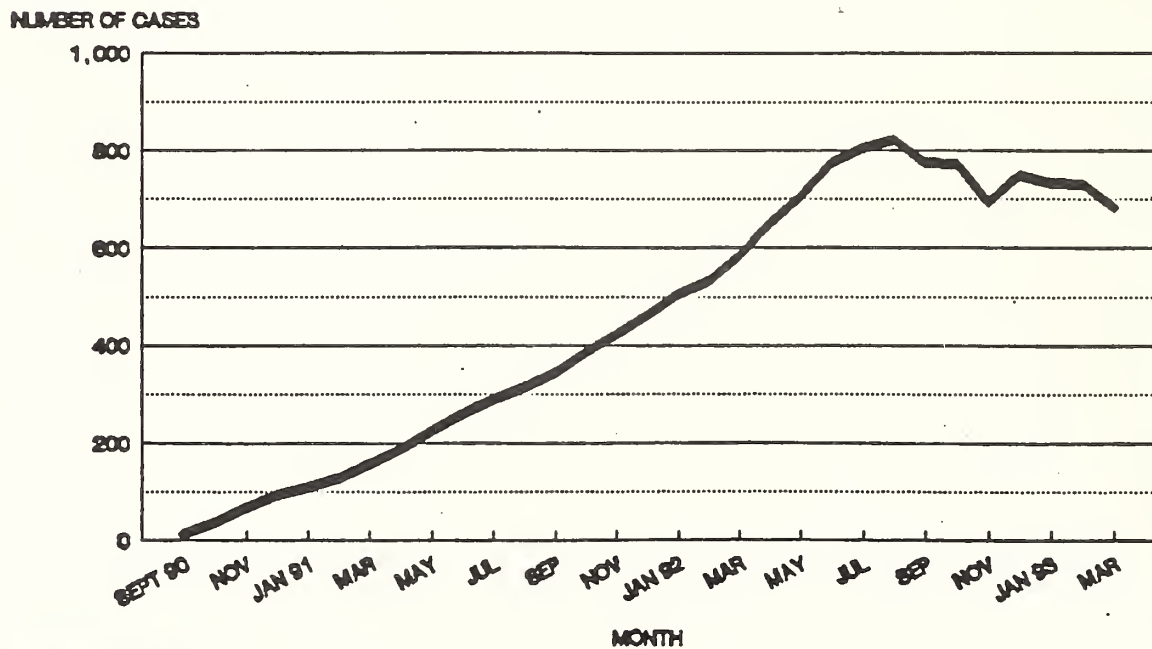


Extrapolated from Report 46

Line8d

GRAPH 4b

GENERAL DIVISION - SAULT STE. MARIE
CASE MANAGED CASES PENDING
FAMILY TRACK



Extrapolated from Report 46

Line9d

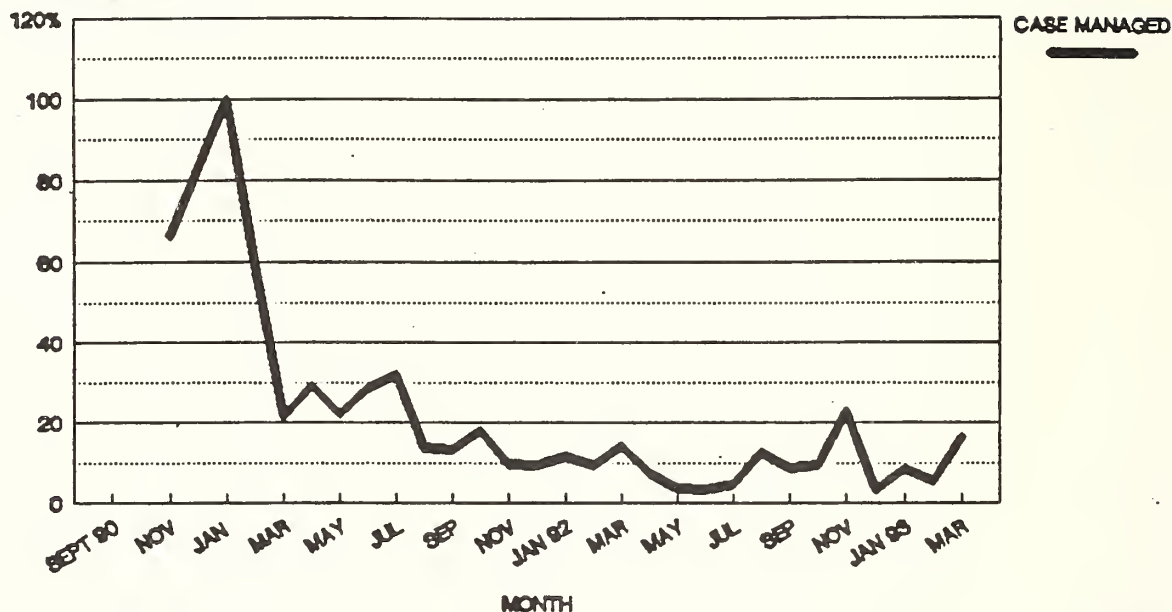
DEFINITION OF GRAPH 5a TO 5d

- **CASES DISPOSED AS A PERCENTAGE OF TOTAL PENDING CASES** is the percentage ratio between the number of cases that are disposed during the month and the number that are pending at the end of each month.

GRAPH 5a

GENERAL DIVISION - SAULT STE. MARIE
CASES DISPOSED AS A PERCENTAGE OF
TOTAL PENDING CASES - FAST TRACK

CASES DISPOSED (as a % of pending)



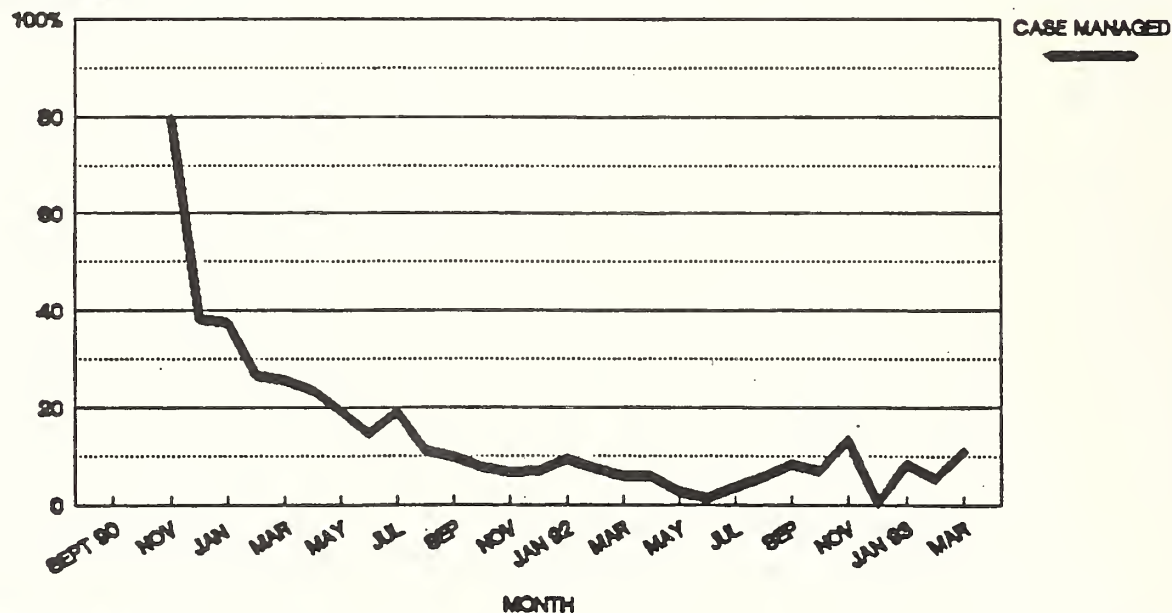
Extrapolated from Report 46

Lisa1a

GRAPH 5b

GENERAL DIVISION - SAULT STE. MARIE
CASES DISPOSED AS A PERCENTAGE OF
TOTAL PENDING CASES - STANDARD TRACK

CASES DISPOSED (as a % of pending)



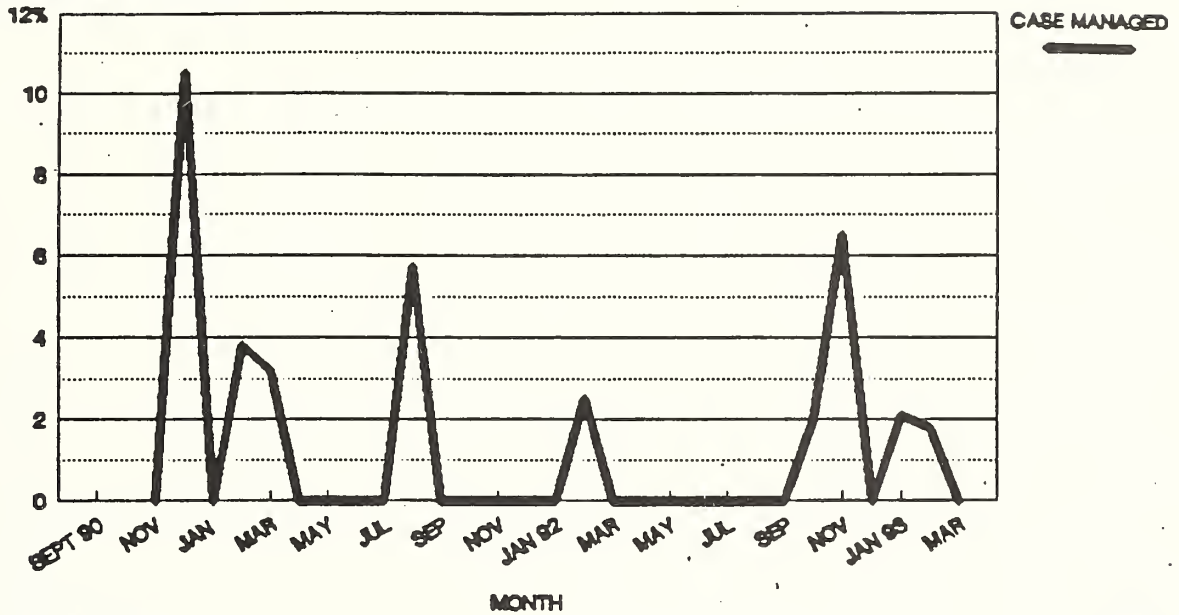
Extrapolated from Report 46

LISA1B

GRAPH 5c

GENERAL DIVISION - SAULT STE. MARIE
CASES DISPOSED AS A PERCENTAGE OF
TOTAL PENDING CASES - COMPLEX TRACK

CASES DISPOSED (as a % of pending)



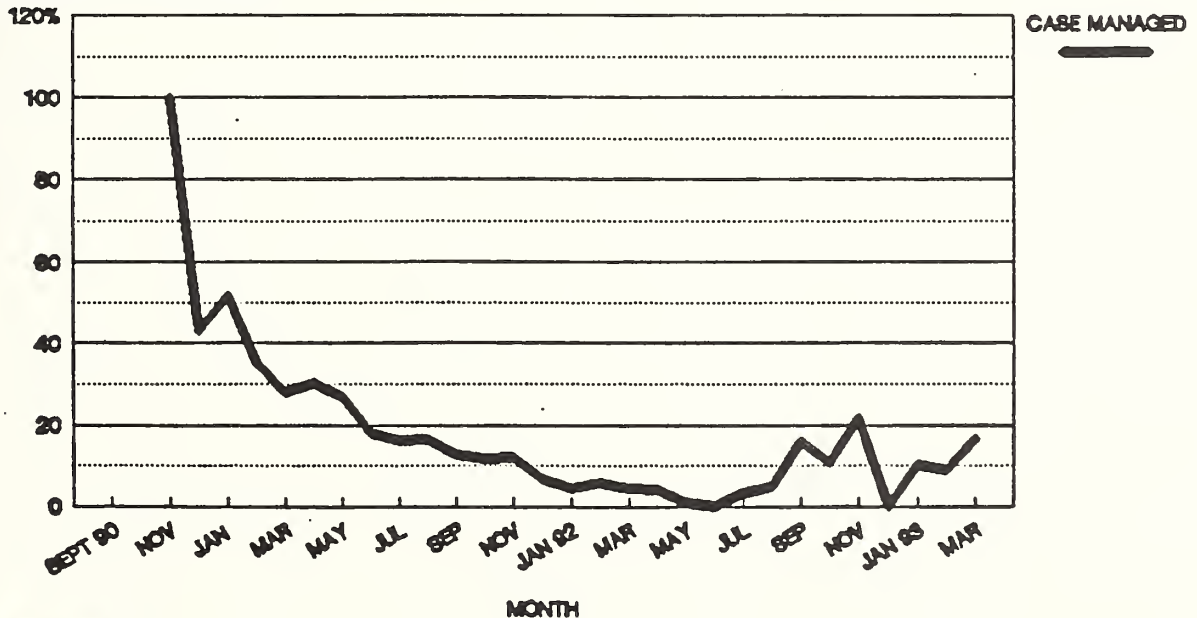
Extrapolated from Report 48

LISA1C

GRAPH 5d

GENERAL DIVISION - SAULT STE. MARIE
CASES DISPOSED AS A PERCENTAGE OF
TOTAL PENDING CASES - FAMILY TRACK

CASES DISPOSED (as a % of pending)



Extrapolated from Report 48

LISA1D

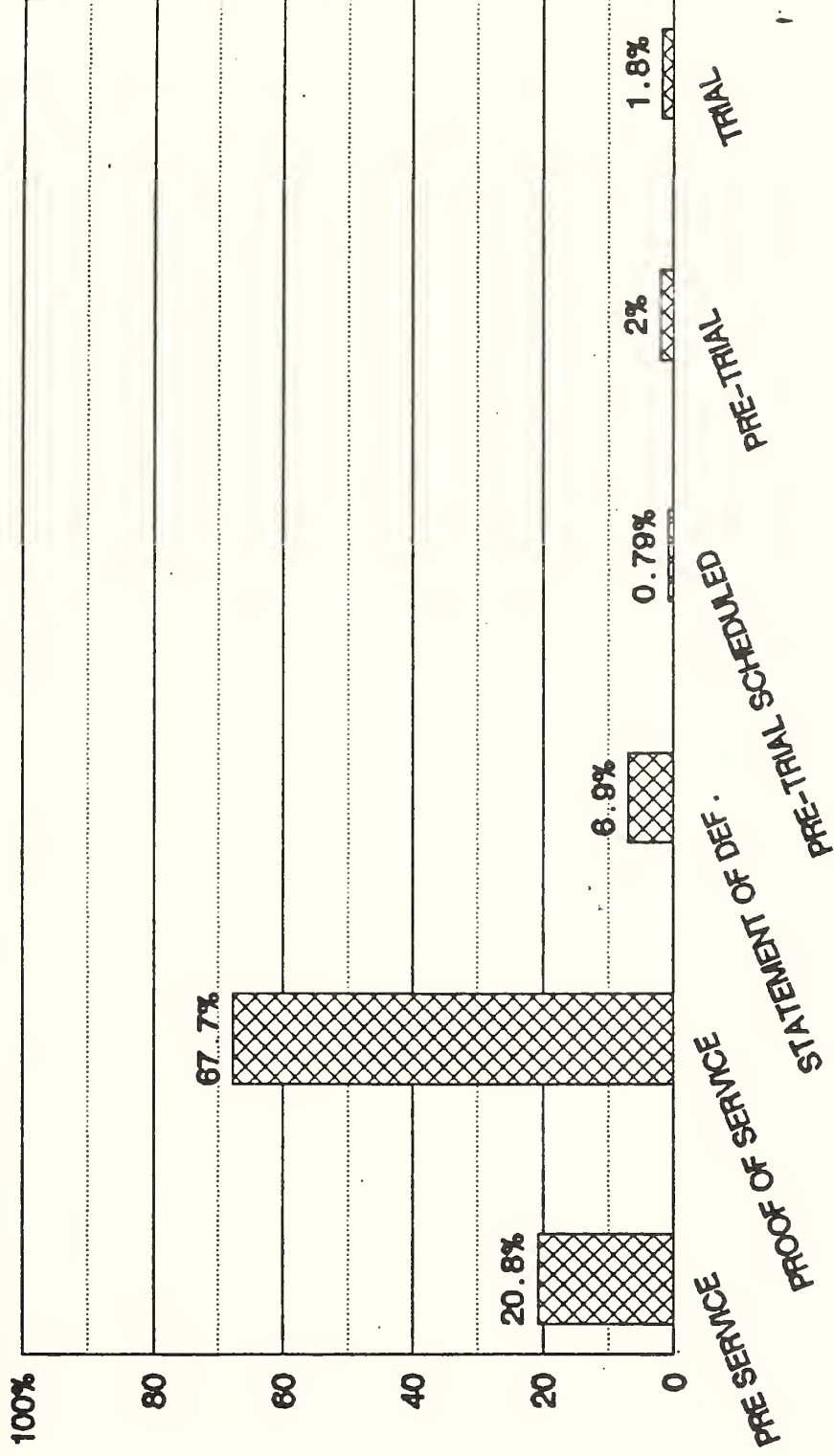
DEFINTION OF GRAPH 6a TO 6d

- **CASES DISPOSED AT EACH STAGE** shows, for the time period indicated, the last stage of litigation completed before disposition took place. The graph depicts the "Fall Out Rate" ie, what percentage of the dispositions occur before a particular stage of litigation.

GRAPH 6a

GENERAL DIVISION - SAULT STE. MARIE
CASES DISPOSED AT EACH STAGE - FAST TRACK
SEPTEMBER 1990 TO MARCH 1993

CASE MANAGED (DISPOSED - 505)



PERCENTAGE OF CASELOAD

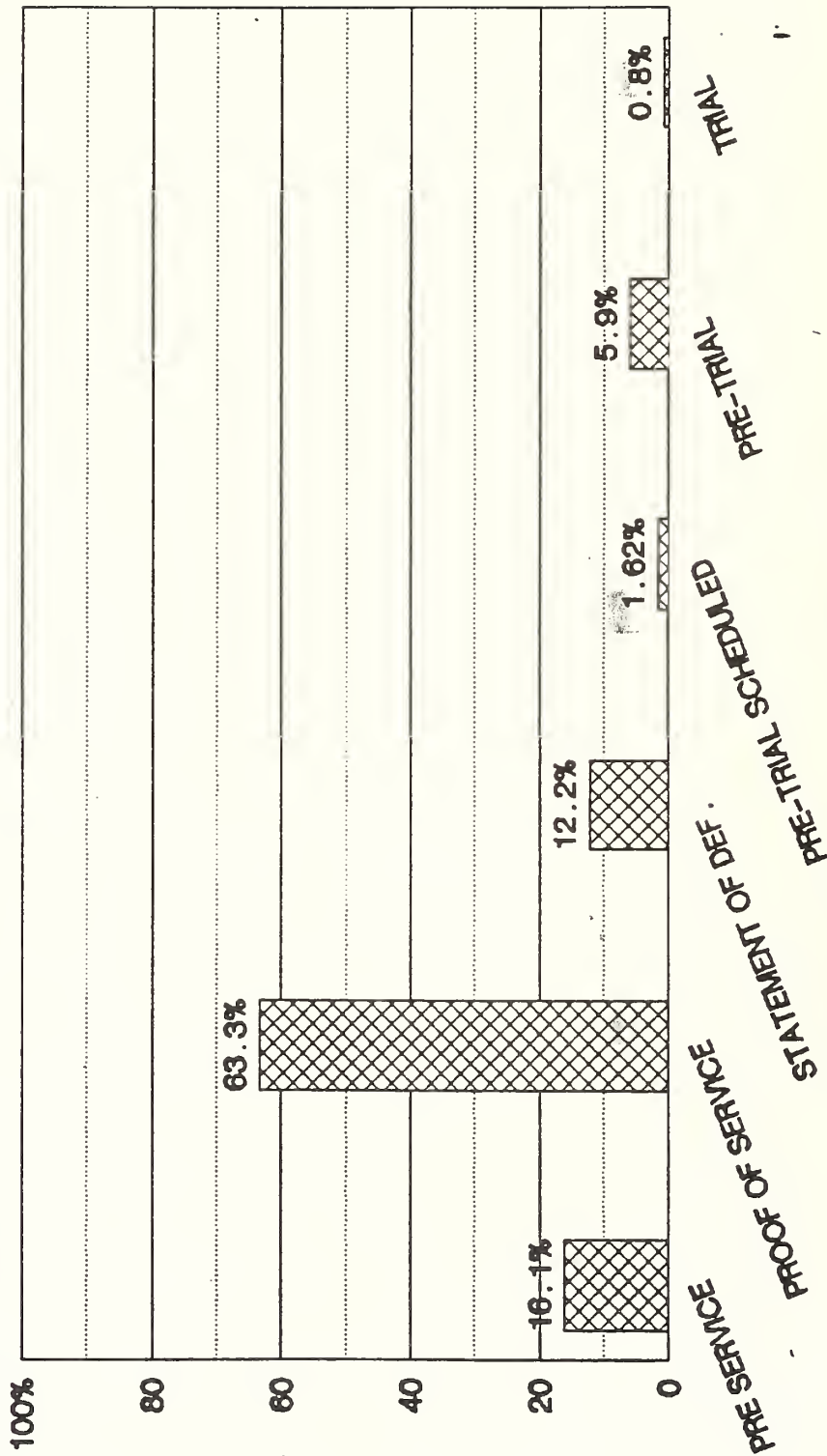
Extrapolated from Report 49

Lisa5a2

GRAPH 6b

GENERAL DIVISION - SAULT STE. MARIE
 CASES DISPOSED AT EACH STAGE - STANDARD TRACK
 SEPTEMBER 1990 TO MARCH 1993

CASE MANAGED (DISPOSED - 1285)



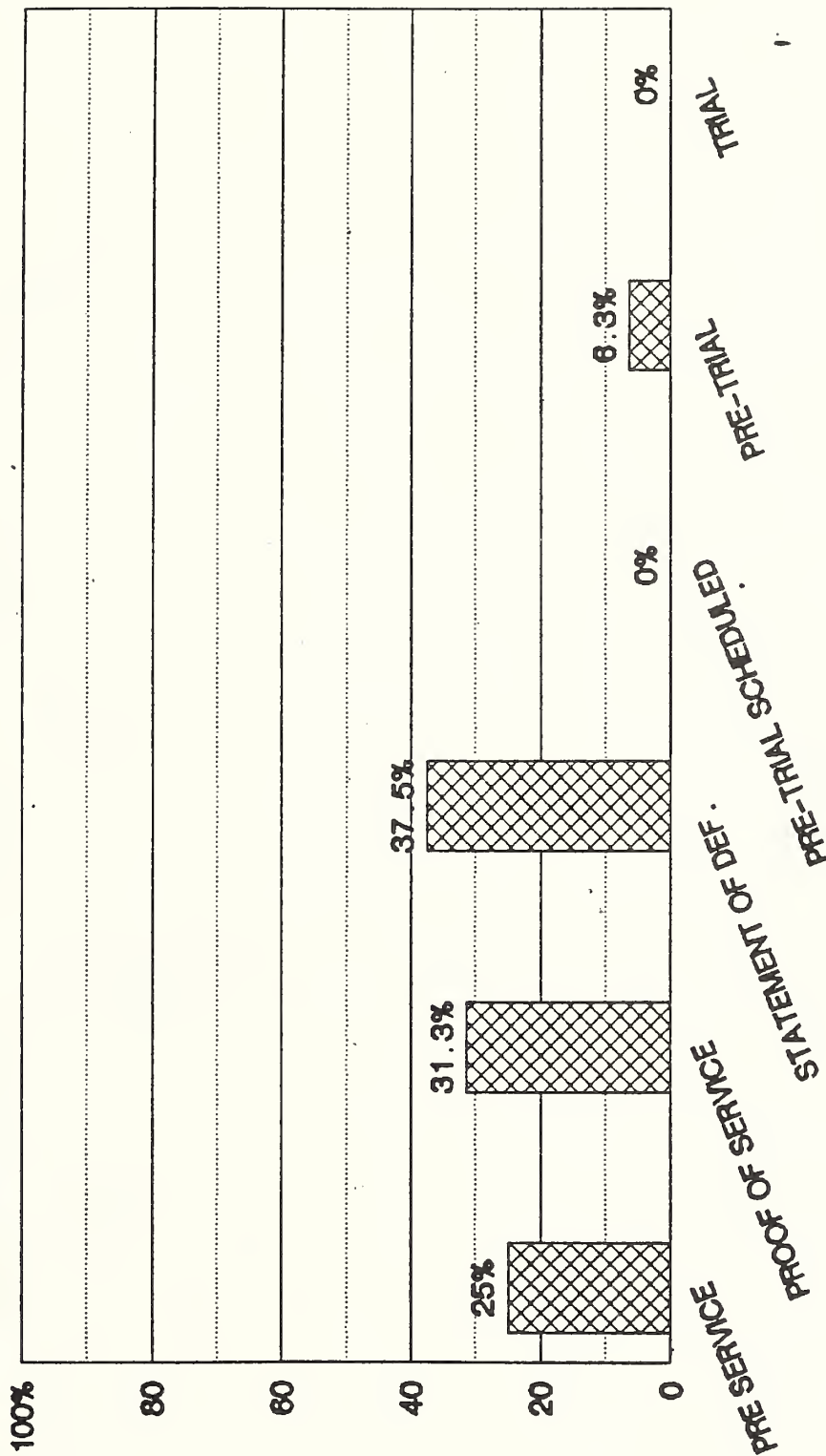
PERCENTAGE OF CASELOAD

Extrapolated from Report 49

Lisa5b2

GENERAL DIVISION - SAULT STE. MARIE
 CASES DISPOSED AT EACH STAGE - COMPLEX TRACK
 SEPTEMBER 1990 TO MARCH 1993

CASE MANAGED (DISPOSED - 16)



PERCENTAGE OF CASELOAD

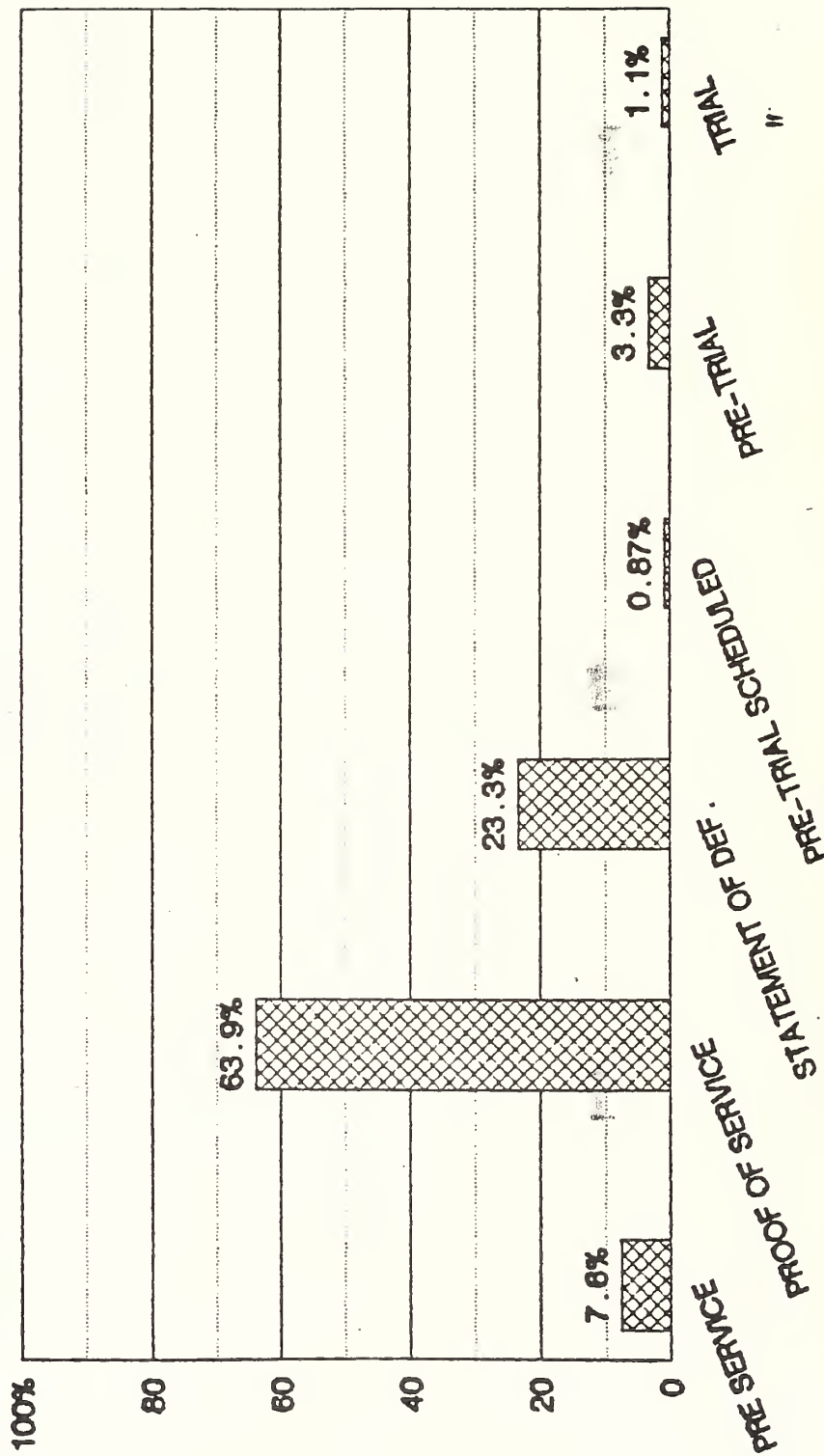
Extrapolated from Report 49

Lisa5c2

GRAPH 6d

GENERAL DIVISION - SAULT STE. MARIE
CASES DISPOSED AT EACH STAGE - FAMILY TRACK
SEPTEMBER 1990 TO MARCH 1993

CASE MANAGED (DISPOSED - 1613)



PERCENTAGE OF CASELOAD

Extrapolated from Report 49

U8a5d2

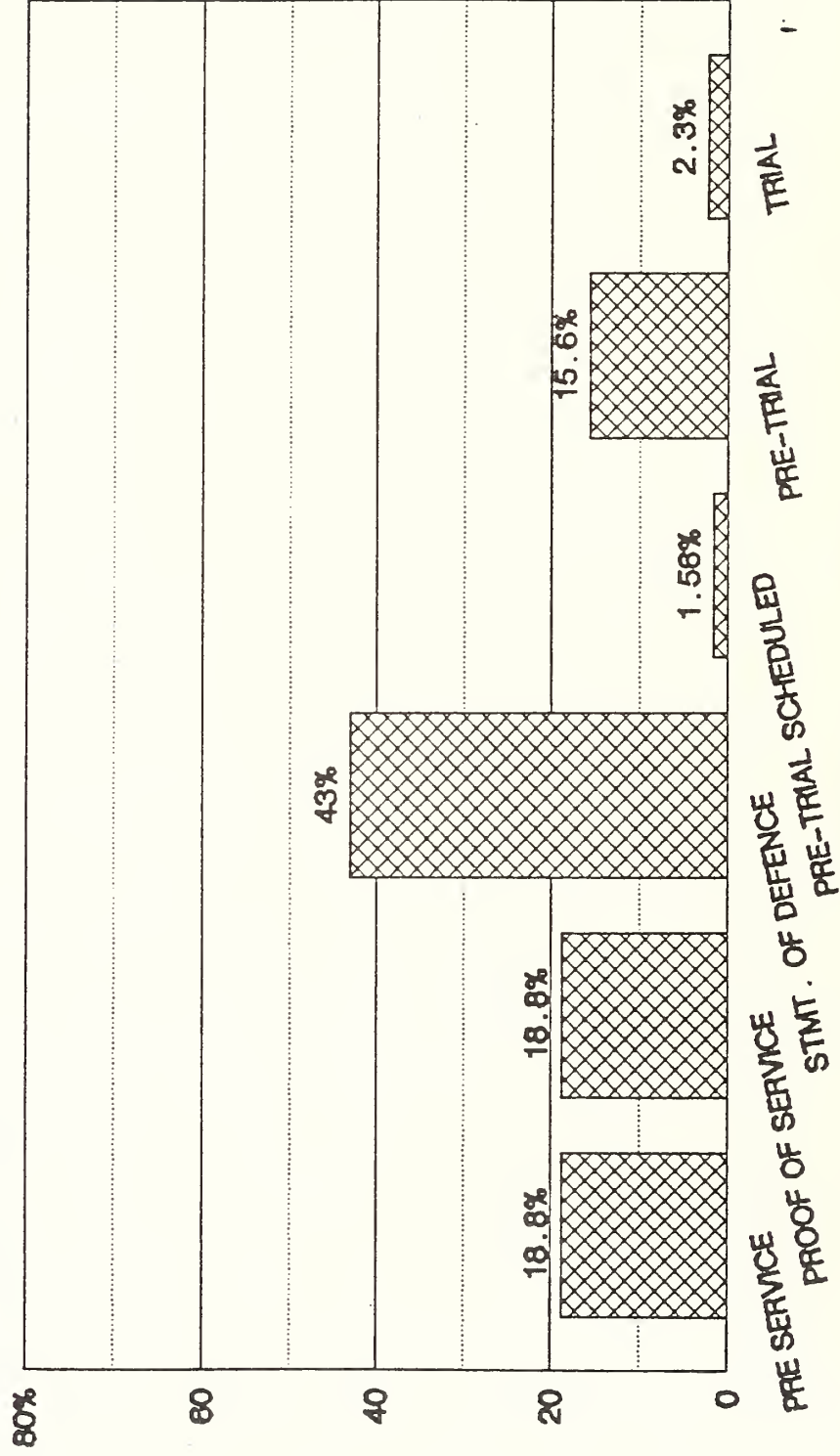
DEFINITION OF GRAPH 7a TO 7d

- **CASES PENDING AT EACH STAGE** shows, for any case outstanding at the end of the time period, the last stage of litigation completed. The graph shows where the outstanding caseload is sitting ie, what percentage of the caseload is at which stage of litigation.

GRAPH 7a

GENERAL DIVISION - SAULT STE. MARIE
PENDING CASES AT EACH STAGE - FAST TRACK
SEPTEMBER 1990 TO MARCH 1993

CASE MANAGED (PENDING = 128)



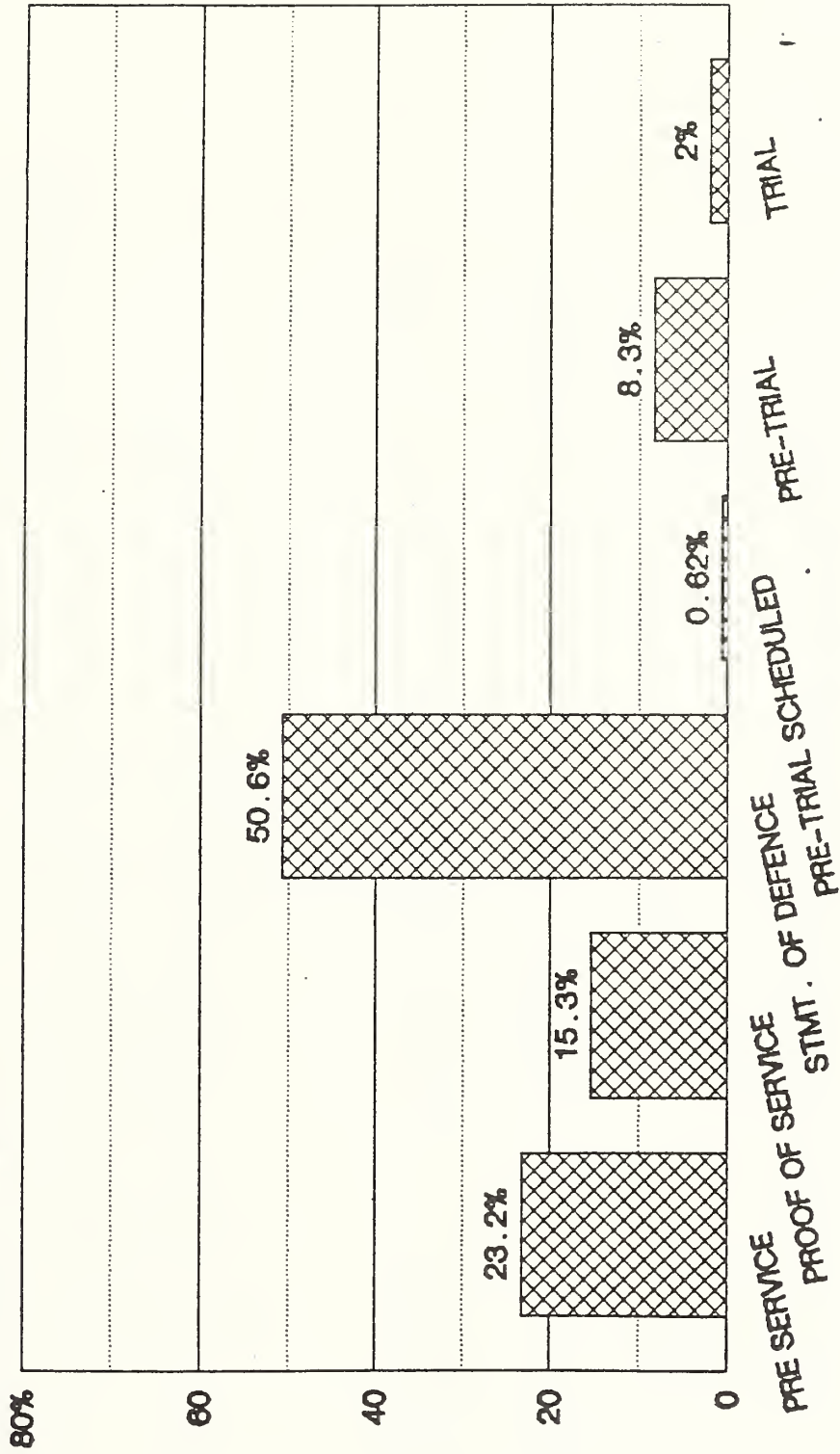
PERCENTAGE OF CASELOAD

Extrapolated from Report 48

Lisa3a2

GENERAL DIVISION - SAULT STE. MARIE
PENDING CASES AT EACH STAGE - STANDARD TRACK
SEPTEMBER 1990 TO MARCH 1993

CASE MANAGED (PENDING = 803)



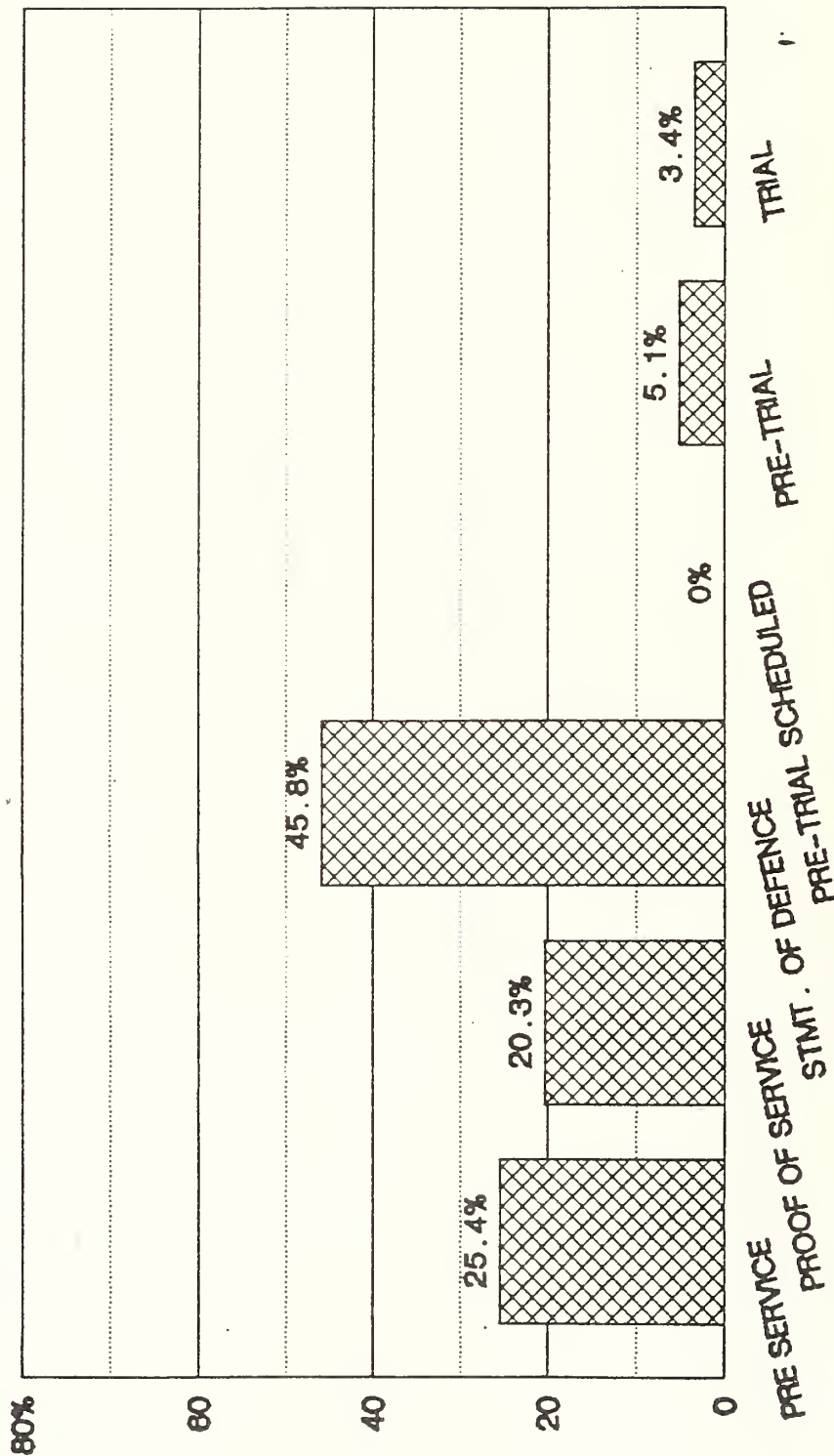
PERCENTAGE OF CASELOAD

Extrapolated from Report 48

GRAPH 7c

GENERAL DIVISION - SAULT STE. MARIE
PENDING CASES AT EACH STAGE - COMPLEX TRACK
SEPTEMBER 1990 TO MARCH 1993

CASE MANAGED (PENDING = 59)



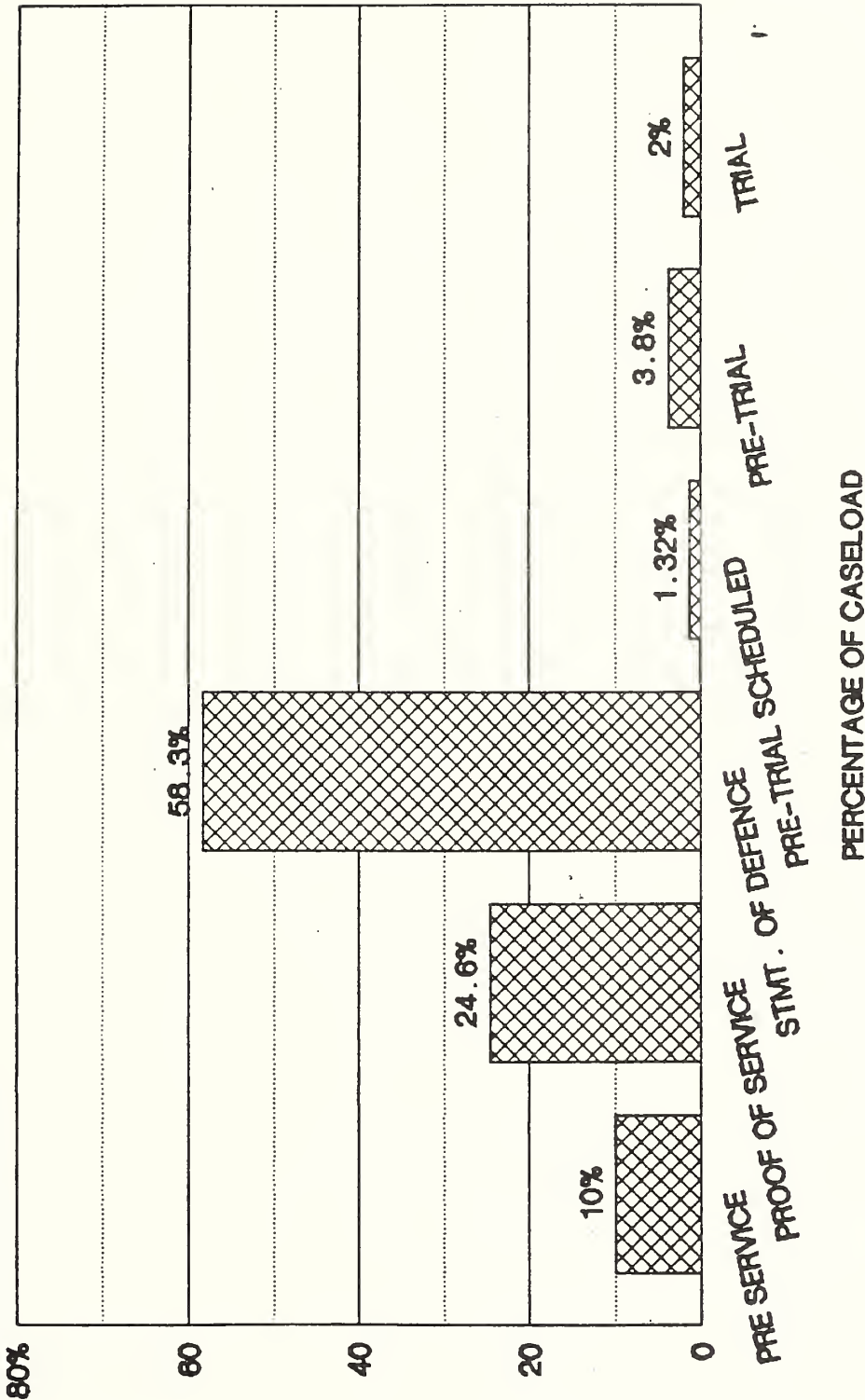
PERCENTAGE OF CASELOAD

Extrapolated from Report 48

Lisa3c2

GENERAL DIVISION - SAULT STE. MARIE
PENDING CASES AT EACH STAGE - FAMILY TRACK
SEPTEMBER 1990 TO MARCH 1993

CASE MANAGED (PENDING = 683)



Extrapolated from Report 48

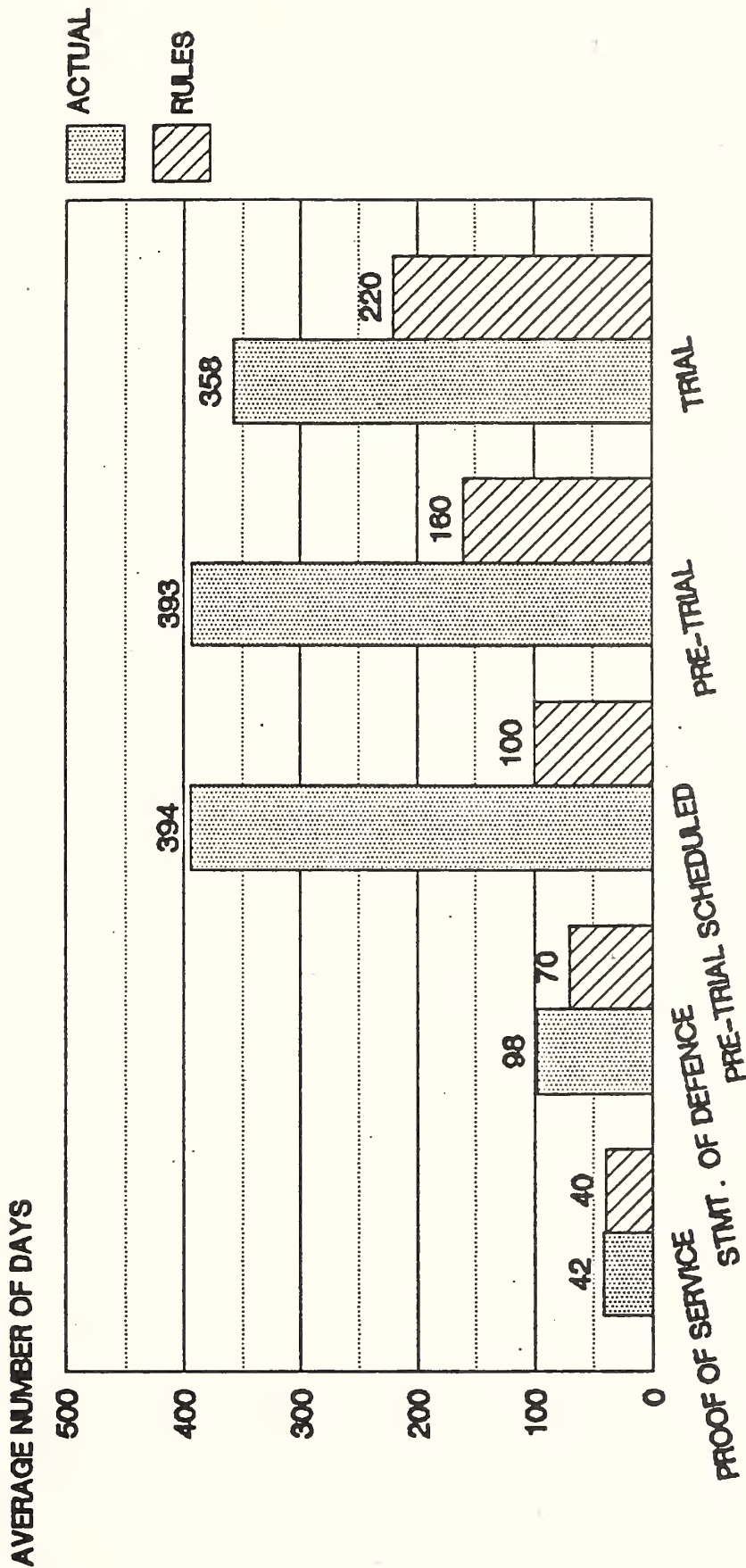
Lisa3d2

DEFINTION OF GRAPH 8a TO 8c

- **AVERAGE DAYS TO REACH STAGES** compares the average number of days it actually takes for a case to reach a stage to the time frame established in the Case Management Rules. There are two separate agings, one measures time between stages, and the second measures from "Day 1" or the commencement of the case to the particular stage.

GRAPH 8a

GENERAL DIVISION - SAULT STE. MARIE
AVERAGE DAYS TO REACH STAGES - FAST TRACK
SEPTEMBER 1990 TO MARCH 1993

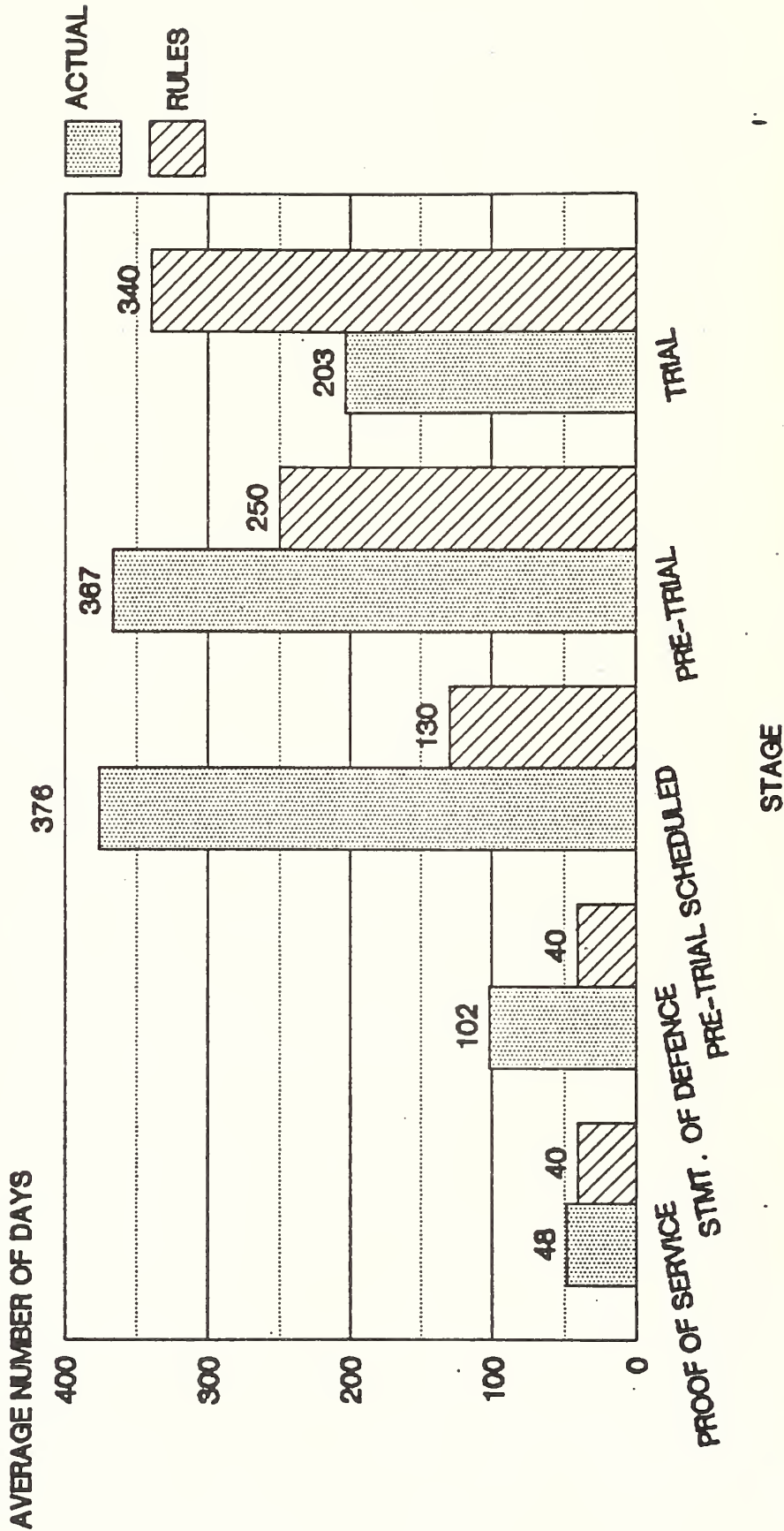


Data extrapolated from Report 48
Represents all pending charges.
Aging measures from one stage to the next.

Keying error reporting non-case managed cases
were not included.
Lisa2a2

GRAPH 8b

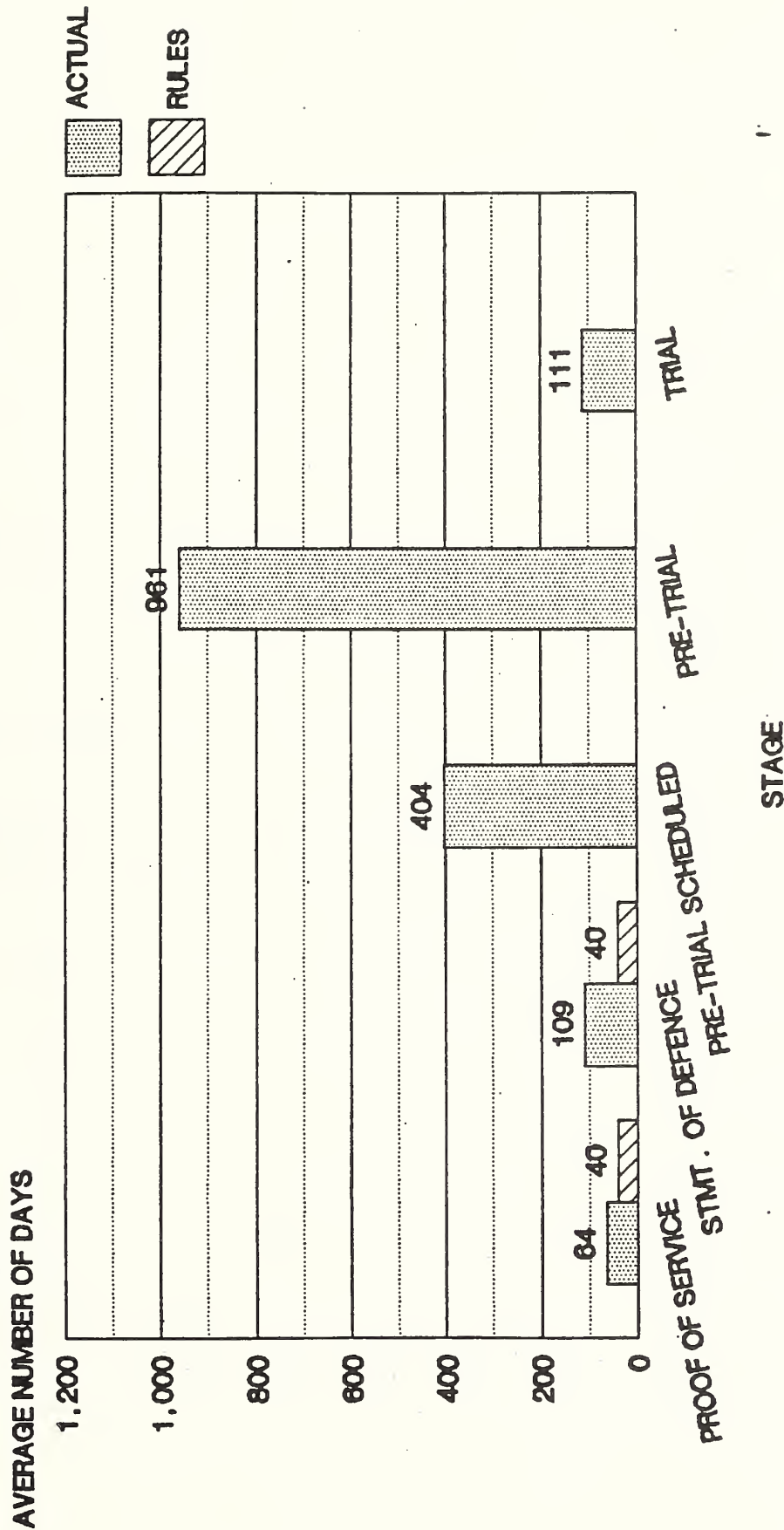
GENERAL DIVISION - SAULT STE. MARIE
AVERAGE DAYS TO REACH STAGES - STANDARD TRACK
SEPTEMBER 1990 TO MARCH 1993



Data extrapolated from Report 48
Represents all pending charges.
Aging measures from one stage to the next.

Keying errors reporting non-case managed cases
were not included.
Lisa2b2

GENERAL DIVISION - SAULT STE. MARIE AVERAGE DAYS TO REACH STAGE - COMPLEX TRACK SEPTEMBER 1990 TO MARCH 1993



Data extrapolated from Report 48

Represents all pending charges.

Aging measures from one stage to the next.

Time rules on Pre-trial scheduled, Pre-trial & Trial are determined by the Judge. Keying errors were not included. Lisa2c2

OBSERVATIONS

SAULT STE. MARIE

GRAPHS 1 TO 4: CASES MANAGED CASES COMMENCED, DISPOSED AND PENDING

Between September 1990 and July 1992, all civil tracks show that the number of cases commenced exceeded the number of cases disposed causing a sharp increase in the pending caseload.

Since August 1992, the upward trend of the pending caseload slowed down and followed erratic fluctuations for all civil tracks.

It should be noted that the number of cases commenced in all pilot sites decreased with Sault Ste-Marie showing the most significant downward trend. One reason being the change in the legislation of the no-fault automobile insurance created a dramatic decrease in the number of claims filed across the province. Another possible explanation could be the recent increase in the monetary jurisdiction of the Small Claims Court.

GRAPHS 5a to 5d: CASES DISPOSED AS A PERCENTAGE OF PENDING CASES

Between September 1990 and March 1993, for all civil tracks, except the complex track, the cases disposed as a percentage of the total pending cases decreased significantly, one reason being that at the commencement of the project the pending caseload was set at 0:

	Nov 90	Feb 91	Aug 91	Feb 92	Aug 92	Mar 93
Fast Track	66.7%	59.5%	13.9%	9.5%	12.7%	16.4%
Std Track	79.7%	26.9%	11.2%	7.5%	5.8%	11%
Complex Track	0%	3.8%	5.7%	2.5%	0%	0%
Family Track	100%	35.4%	16.8%	5.8%	5%	16.8%

GRAPHS 6a to 6d: CASES DISPOSED AT EACH STAGE

More than 80% of the total caseload on the fast track is being disposed of before a statement of defence is filed whereas the same proportion of cases on the complex and family track are disposed of after the statement of defence is filed.

GRAPHS 7a to 7d: CASES PENDING AT EACH STAGE

It appears that cases on the fast track are moving faster through the process than cases on the standard, complex and family track. In fact, 17% of pending cases on the fast track have reached the stage of pre-trial scheduling and beyond, whereas the same figures for the standard, complex and family track are 89.1%, 10.6% and 9.1% respectively.

GRAPHS 8a TO 8c: AVERAGE DAYS TO REACH STAGE

Fast track

The average time to reach each stage on the fast track starts to surpass the maximum time allowed by the rules by the time the statement of defence is filed.

The pre-trials take four times longer to be scheduled than allowed by the rule.

The pre-trials and trials seem to take twice as long as allowed by the rule.

Standard track

The average time taken to reach each stage starts to exceed the deadlines prescribed by the rules by the time the statement of claim is filed.

It takes almost four times longer than the time standards set by the rules to fix a date for the pre-trial conference.

Pre-trials are 117 days outside the time restrictions.

Trials take twice as long as allowed by the rules.

-WINDSOR-

JOURNAL WINDSOR CASE MANAGEMENT

The pilot project in Windsor does not keep a journal that may provide possible explanations for the data. Several reasons were given that may contribute to an understanding of their data.

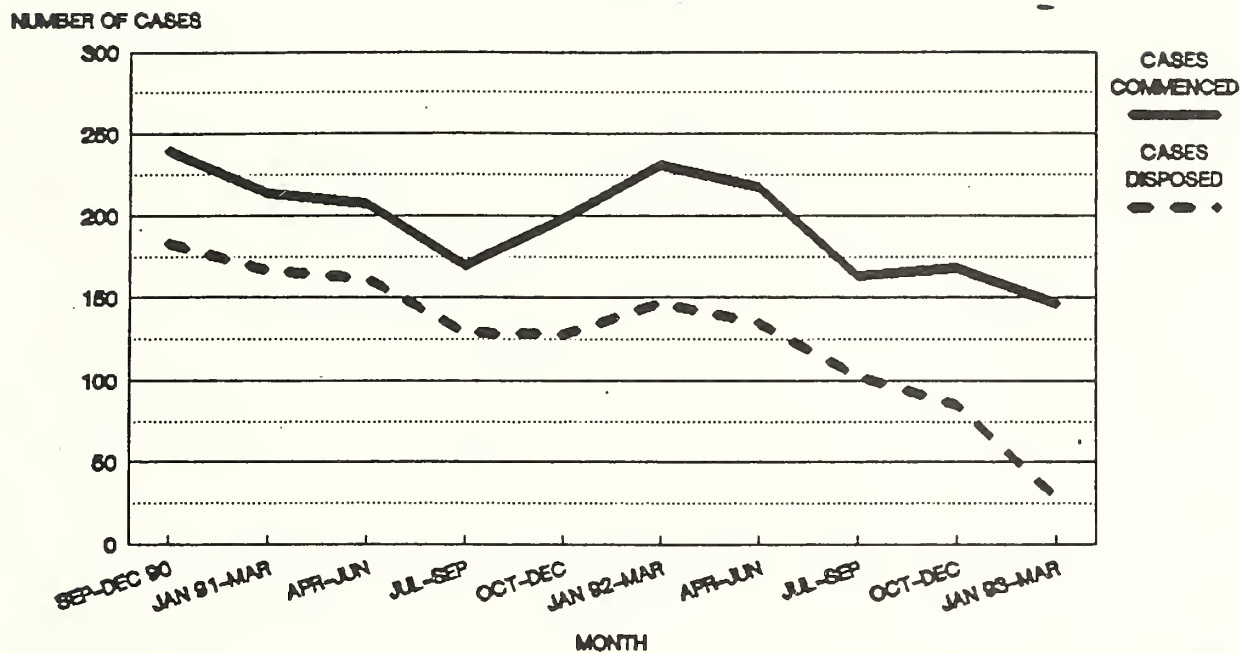
- Windsor is working on reducing case backlog. As a result, more pre-case management cases are being tried than cases under case management.
- Holidays and vacations
- Fluctuations in caseload volumes.

DEFINITIONS OF GRAPH 1 TO 4a

- **CASE MANAGED CASES COMMENCED AND DISPOSED** is a comparison of the cases that were filed and completed in each month. Cases disposed are made up of all cases completed during the month. This graph is essential in determining whether or not the court is handling the incoming-caseload.
- **CASE MANAGED CASES PENDING** illustrates the number of cases left outstanding at the end of each month. This chart is essential for determining whether a backlog is building or decreasing.

GRAPH 1

GENERAL DIVISION - WINDSOR CASE MANAGED CASES COMMENCED & DISPOSED FAST TRACK

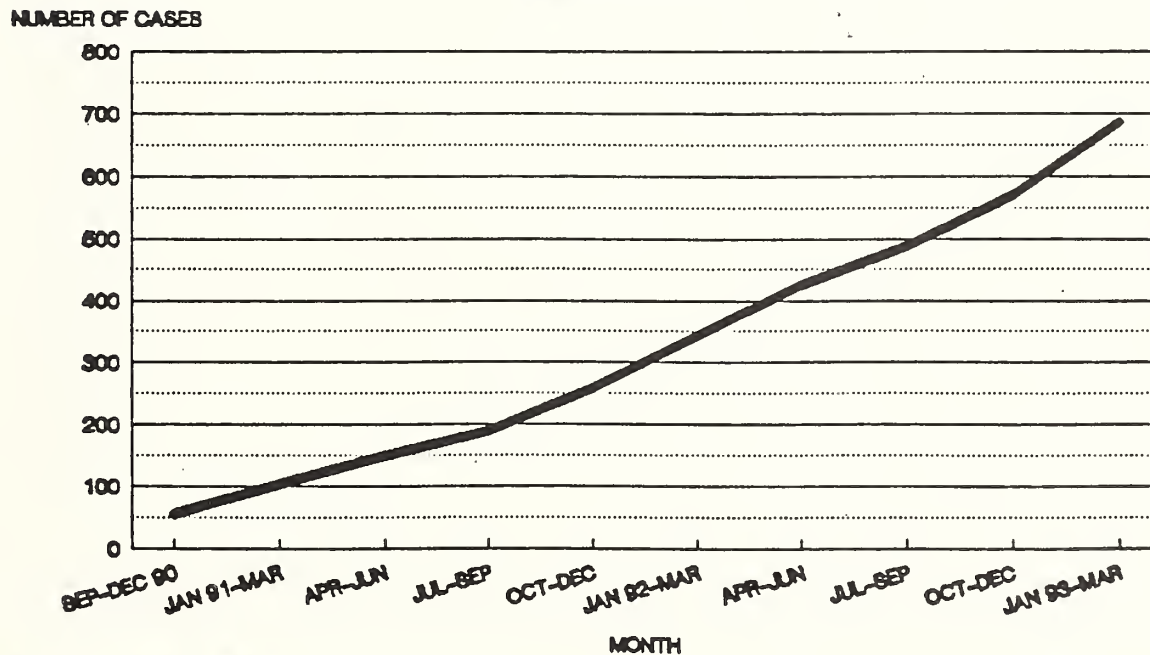


Extrapolated from Report 48

Wind8a

GRAPH 1a

GENERAL DIVISION - WINDSOR CASE MANAGED CASES PENDING FAST TRACK

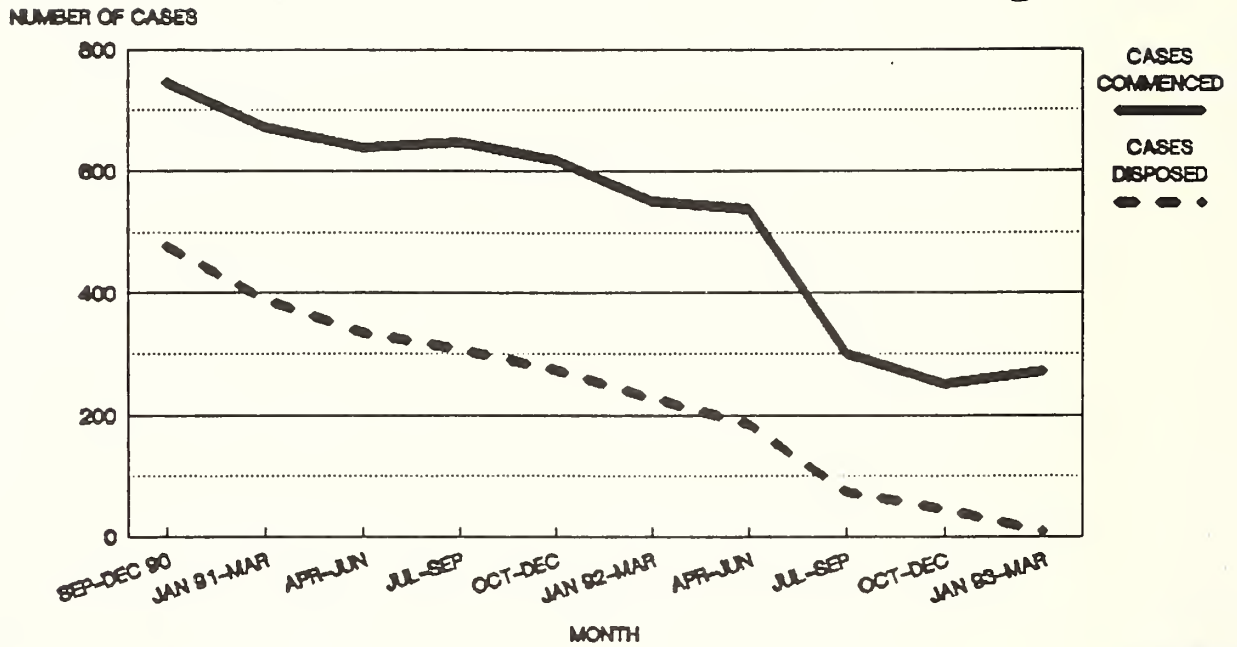


Extrapolated from Report 48

Wind9a

GRAPH 2

GENERAL DIVISION - WINDSOR CASE MANAGED CASES COMMENCED & DISPOSED STANDARD TRACK

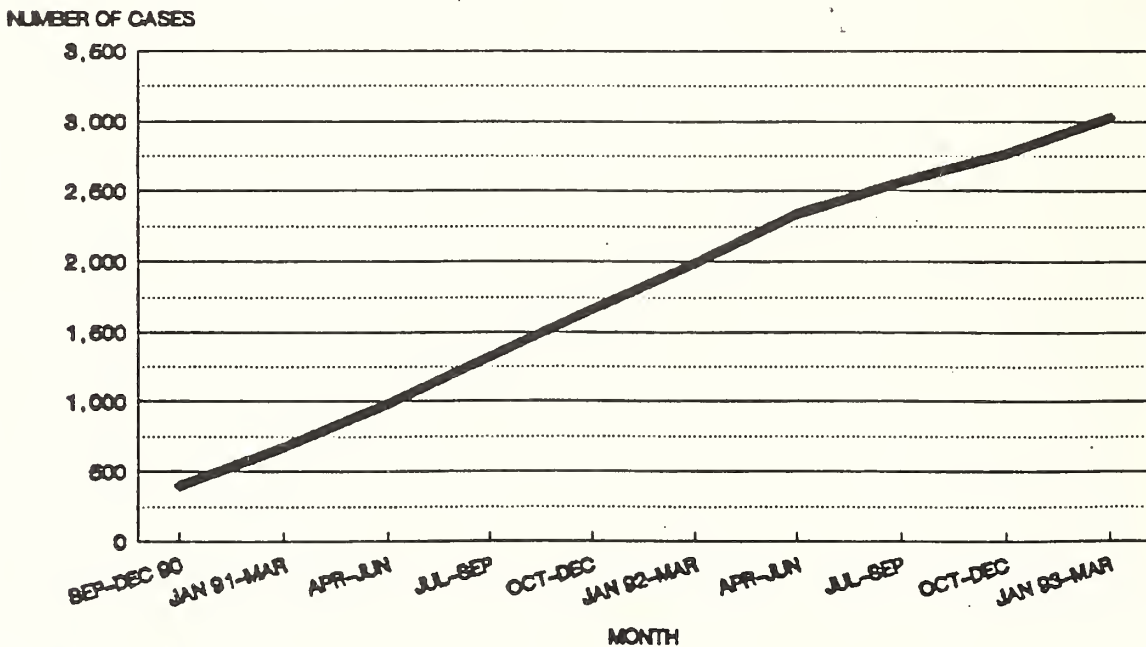


Extrapolated from Report 48

Wind8b

GRAPH 2a

GENERAL DIVISION - WINDSOR CASE MANAGED CASES PENDING STANDARD TRACK

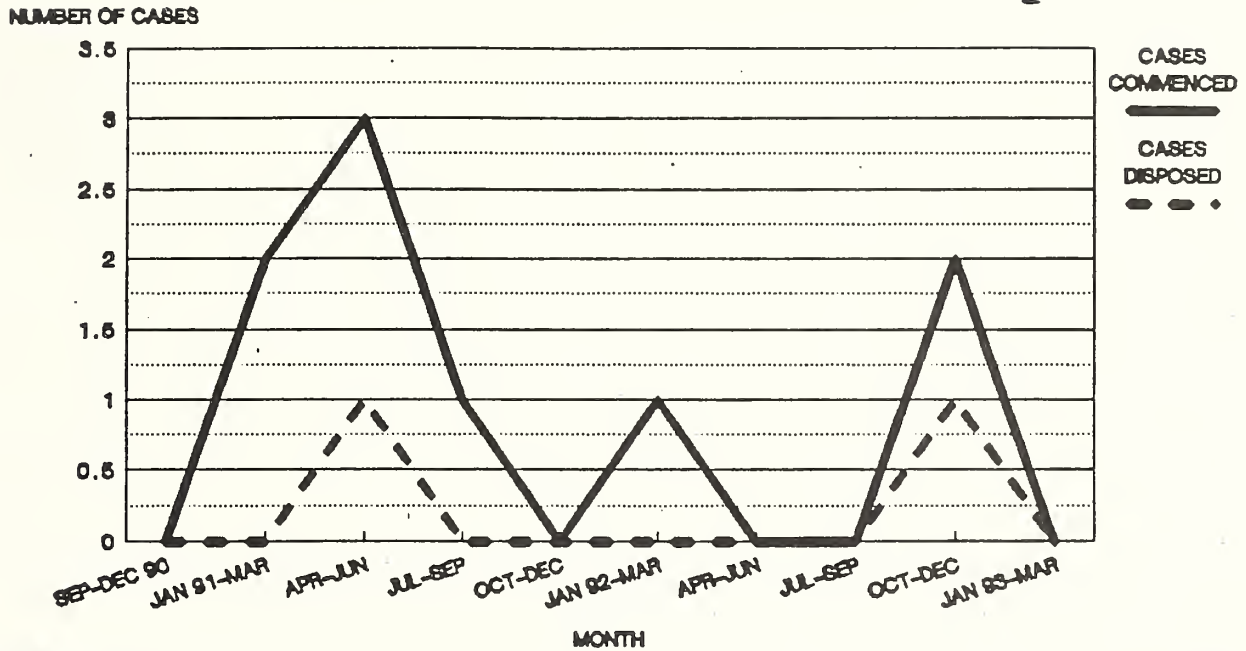


Extrapolated from Report 48

Wind9b

GRAPH 3

GENERAL DIVISION - WINDSOR
CASE MANAGED CASES COMMENCED & DISPOSED
COMPLEX TRACK

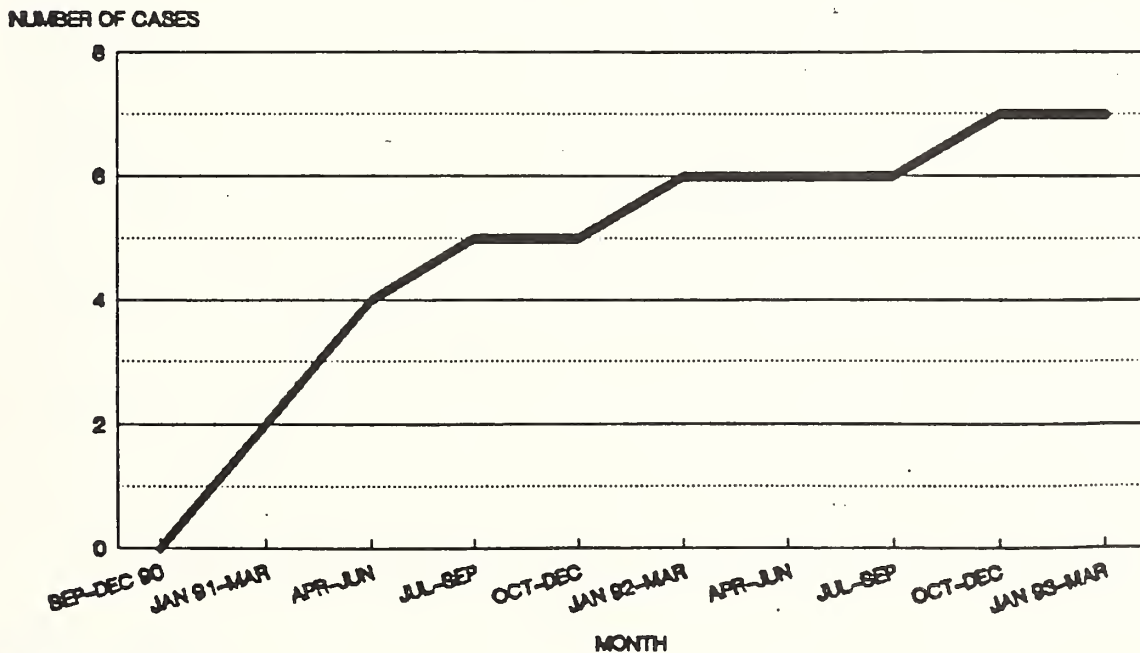


Extrapolated from Report 48

Wind8c

GRAPH 3a

GENERAL DIVISION - WINDSOR
CASE MANAGED CASES PENDING
COMPLEX TRACK

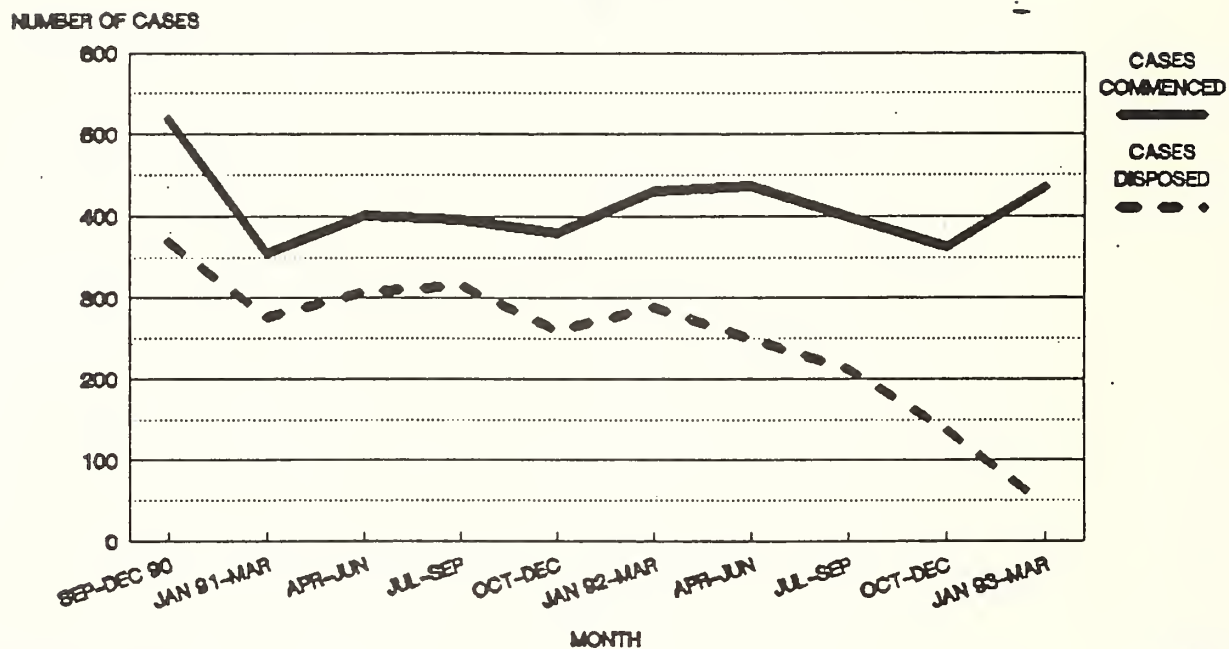


Extrapolated from Report 48

Wind9c

GRAPH 4

GENERAL DIVISION - WINDSOR CASE MANAGED CASES COMMENCED & DISPOSED TOTAL FAMILY TRACK

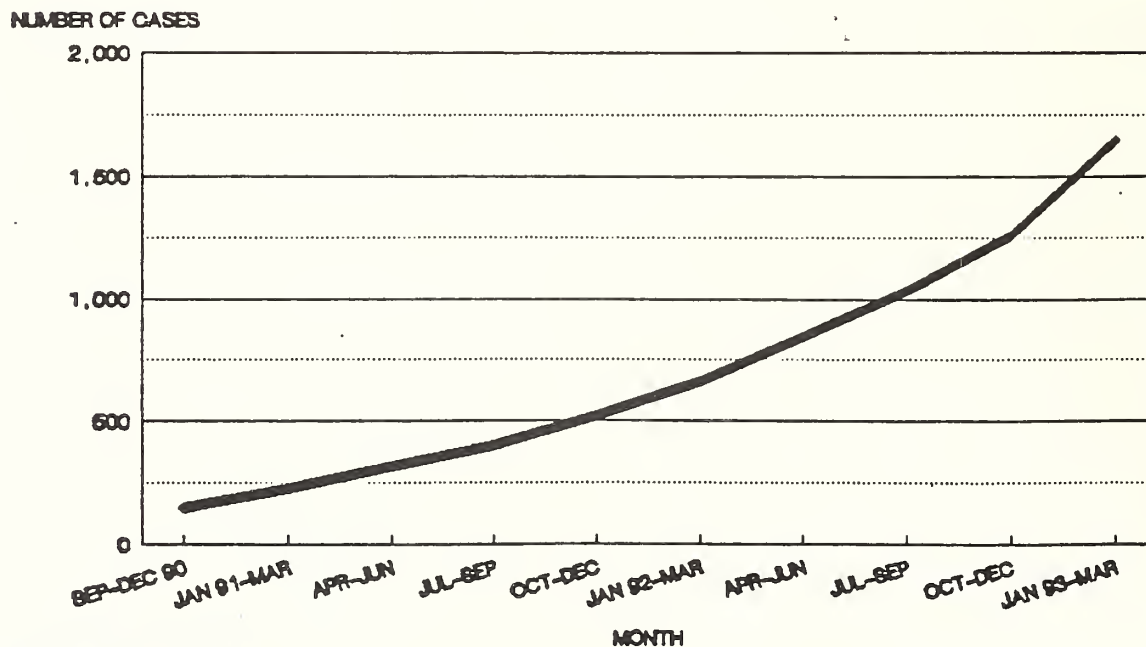


Extrapolated from Report 48

Wind8d

GRAPH 4a

GENERAL DIVISION - WINDSOR CASE MANAGED CASES PENDING TOTAL FAMILY TRACK



Extrapolated from Report 48

Wind9d

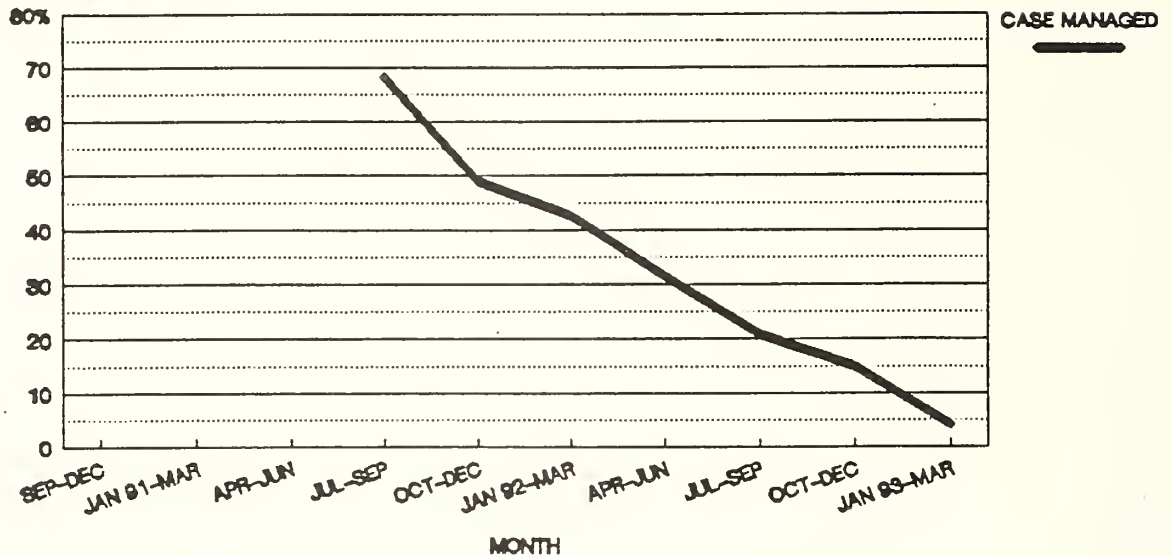
DEFINITION OF GRAPH 5a TO 5d

- **CASES DISPOSED AS A PERCENTAGE OF TOTAL PENDING CASES** is the percentage ratio between the number of cases that are disposed during the month and the number that are pending at the end of each month.

GRAPH 5a

GENERAL DIVISION - WINDSOR
CASES DISPOSED AS A PERCENTAGE OF
TOTAL PENDING CASES - FAST TRACK

CASES DISPOSED (as a % of pending)



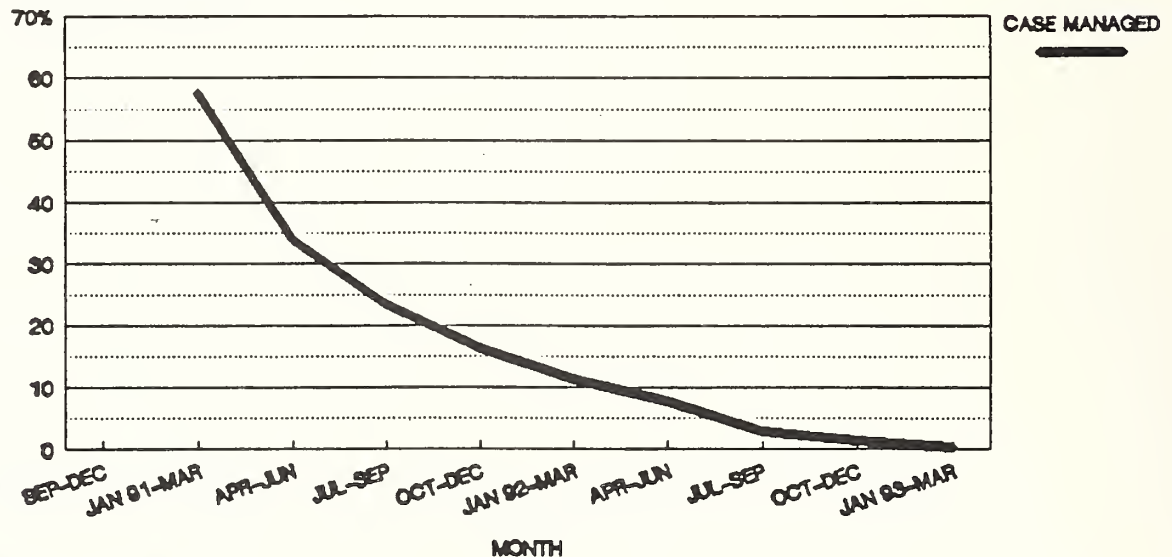
Extrapolated from Report 48
Data is not reported between Sept. 90 to Jun 91
because cases disposed exceeded 100% of pending.

Wind1a

GRAPH 5b

GENERAL DIVISION - WINDSOR
CASES DISPOSED AS A PERCENTAGE OF
TOTAL PENDING CASES - STANDARD TRACK

CASES DISPOSED (as a % of pending)



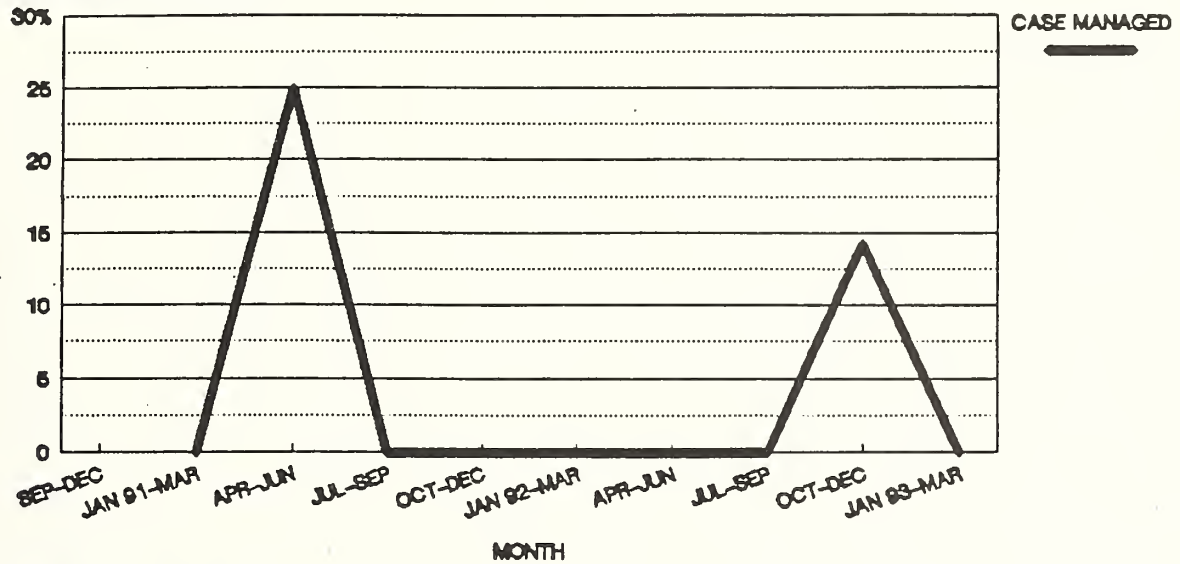
Extrapolated from Report 48
Data is not reported from Sept to Dec 90 because
cases disposed exceeded 100% of total pending

Wind1b

GRAPH 5c

GENERAL DIVISION - WINDSOR
CASES DISPOSED AS A PERCENTAGE OF
TOTAL PENDING CASES - COMPLEX TRACK

CASES DISPOSED (as a % of pending)



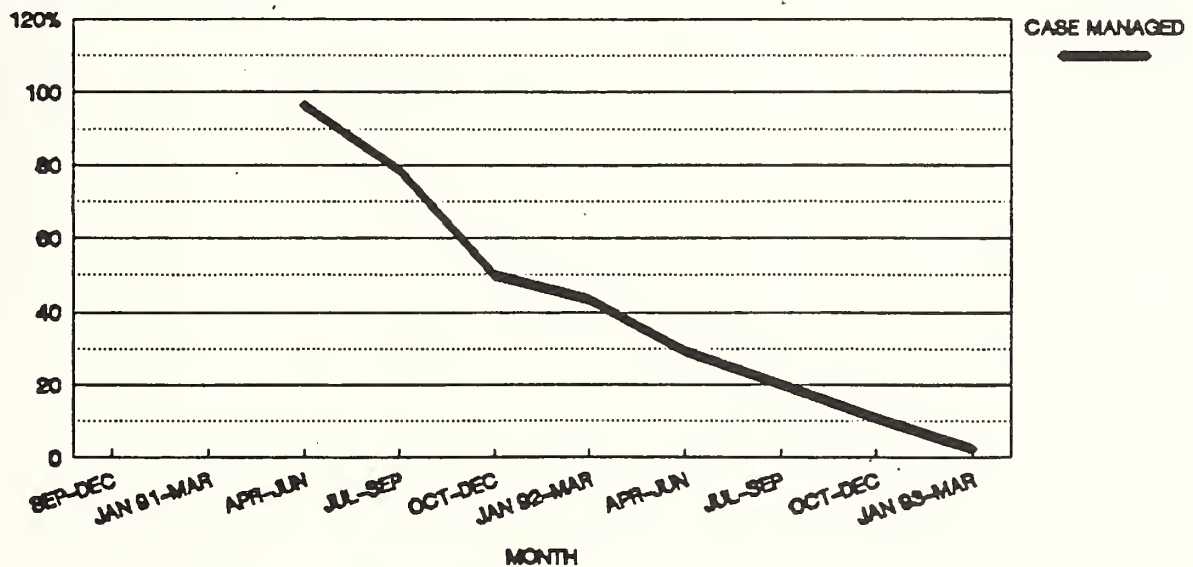
Extrapolated from Report 48
Data is not reported between Sept to Dec 90
because cases disposed exceeded 100% of pending

Wind1c

GRAPH 5d

GENERAL DIVISION - WINDSOR
CASES DISPOSED AS A PERCENTAGE OF
TOTAL PENDING CASES - FAMILY TRACK

CASES DISPOSED (as a % of pending)



Extrapolated from Report 48
Data is not reported between Sept 90 & Mar 91
because cases disposed exceeded 100% of pending

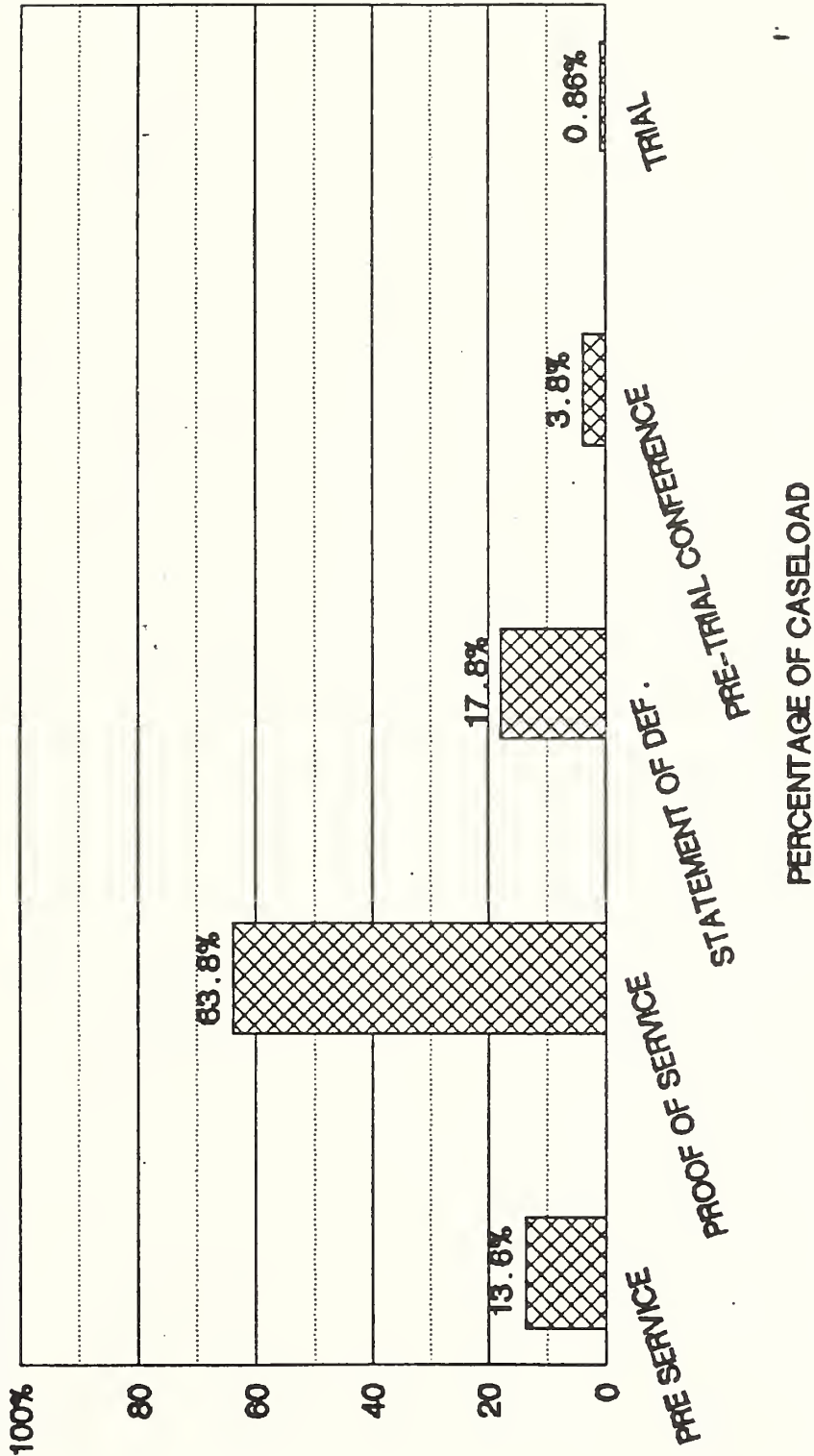
Wind1d

DEFINTION OF GRAPH 6a TO 6d

- **CASES DISPOSED AT EACH STAGE** shows, for the time period indicated, the last stage of litigation completed before disposition took place. The graph depicts the "Fall Out Rate" ie, what percentage of the dispositions occur before a particular stage of litigation.

GENERAL DIVISION -WINDSOR
CASES DISPOSED AT EACH STAGE - FAST TRACK
SEPTEMBER 1990 TO MARCH 1993

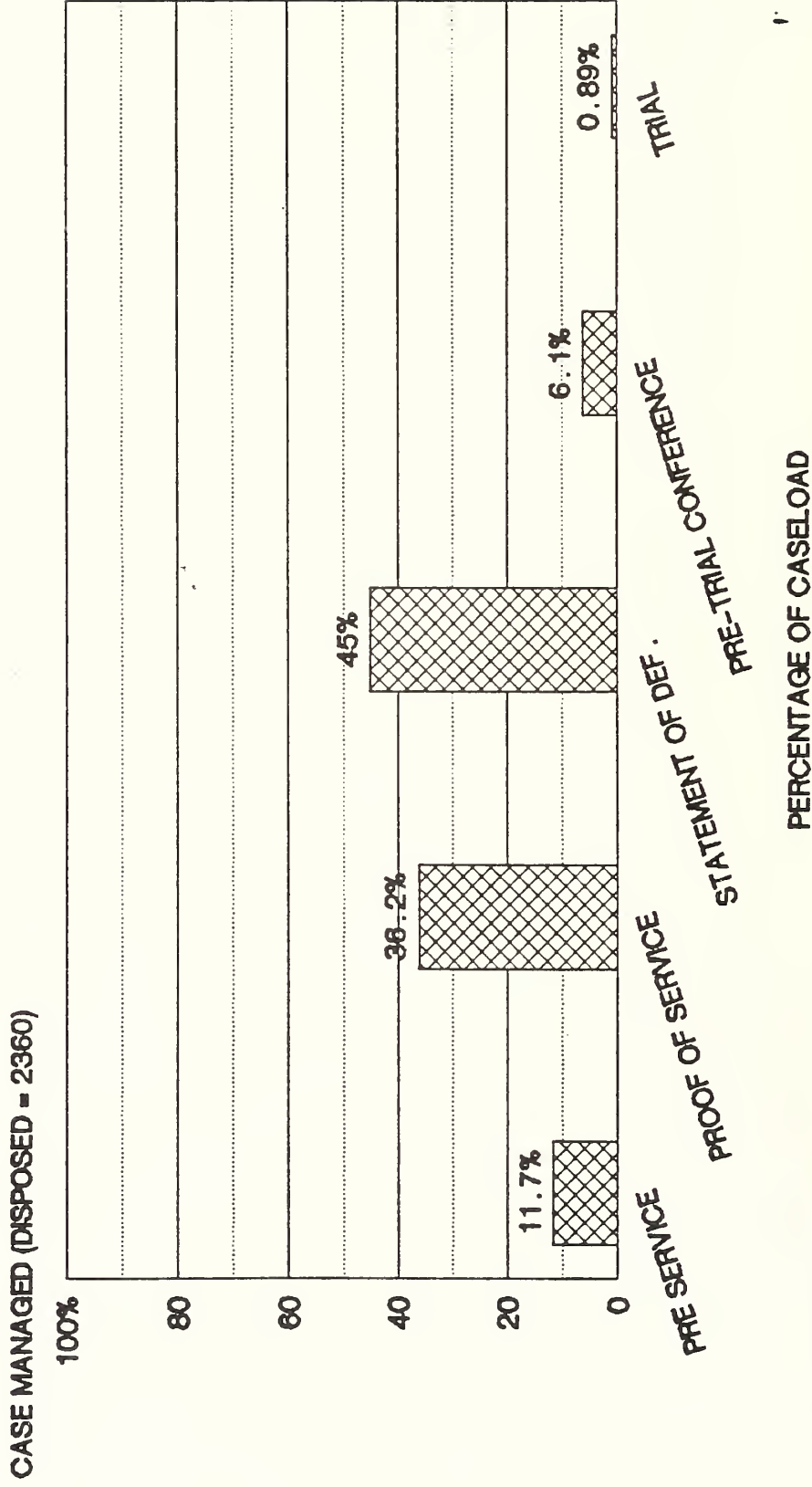
CASE MANAGED (DISPOSED - 1278)



Extrapolated from Report 49
Completion of Discovery was excluded as Rules do
not require the completion of this stage.

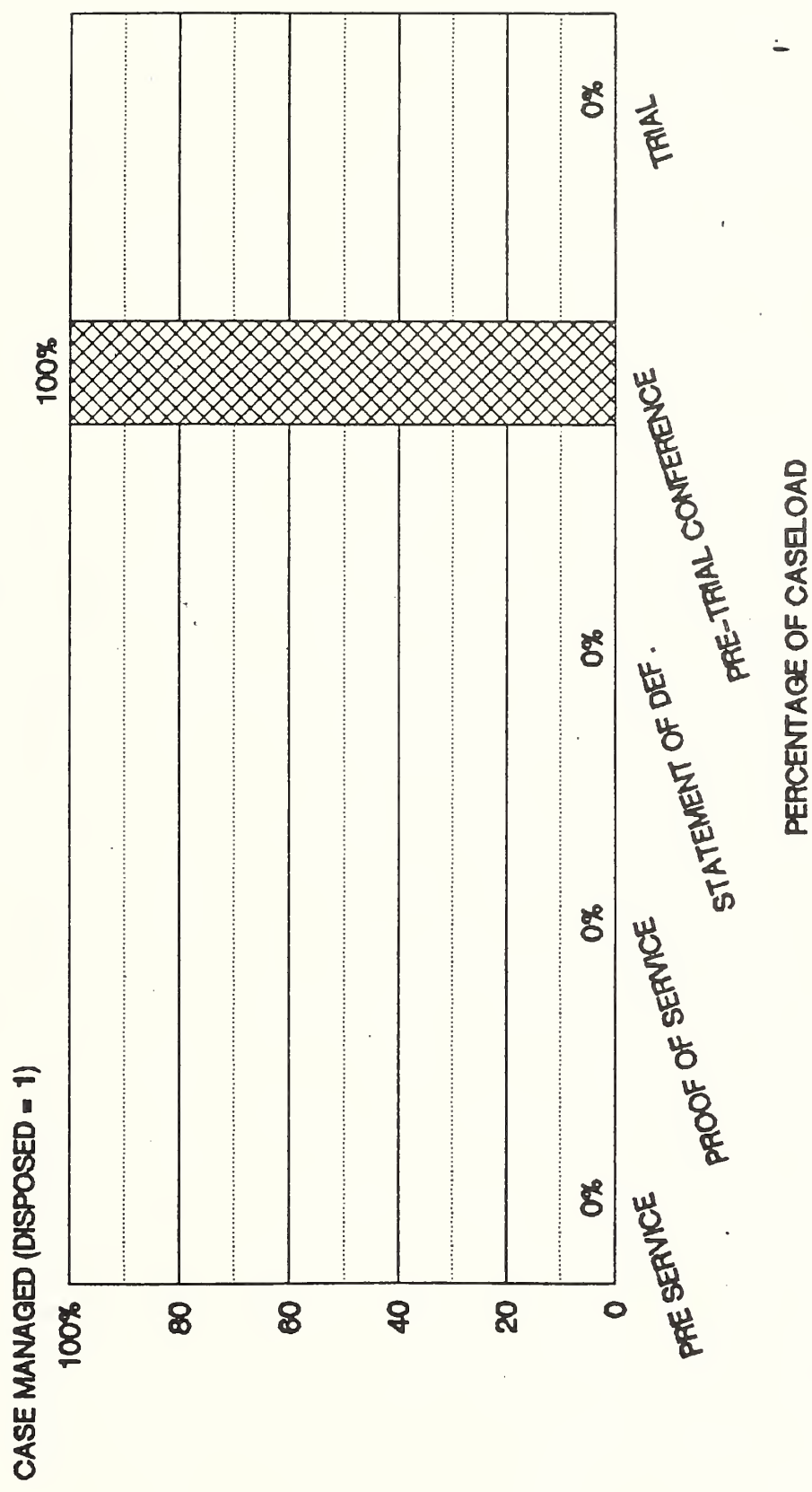
GRAPH 6b

GENERAL DIVISION -WINDSOR
CASES DISPOSED AT EACH STAGE - STANDARD TRACK
SEPTEMBER 1990 TO MARCH 1993



Extrapolated from Report 49
Completion of Discovery was excluded as Rules do
not require the completion of this stage.

GENERAL DIVISION - WINDSOR
CASES DISPOSED AT EACH STAGE - COMPLEX TRACK
SEPTEMBER 1990 TO MARCH 1993

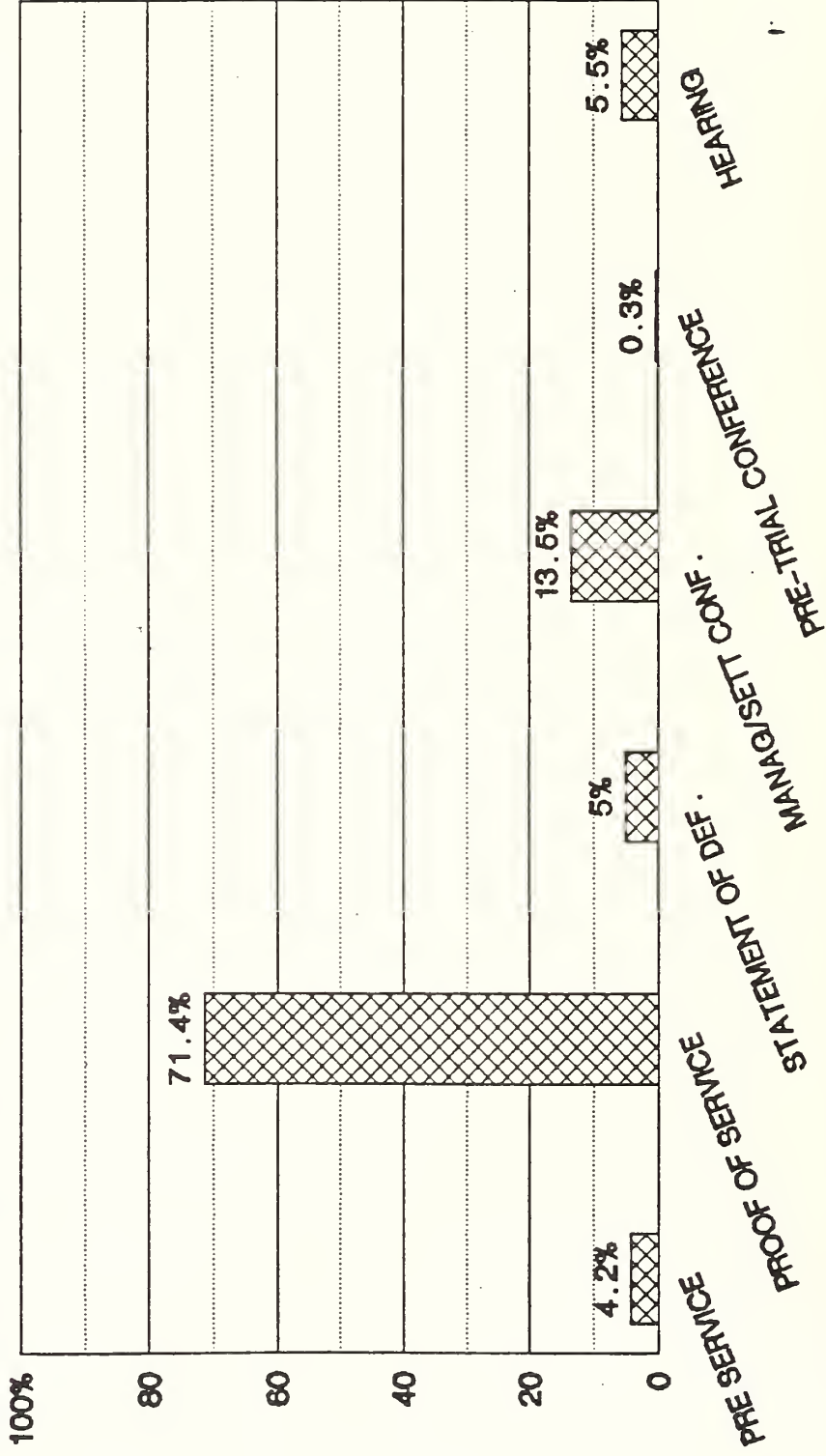


Extrapolated from Report 49
Completion of Discovery was excluded as Rules do
not require the completion of this stage.

GRAPH 6d

GENERAL DIVISION - WINDSOR
CASES DISPOSED AT EACH STAGE - FAMILY TRACK
SEPTEMBER 1990 TO MARCH 1993

CASE MANAGED (DISPOSED - 2496)



PERCENTAGE OF CASELOAD

Extrapolated from Report 49

Wind5d2

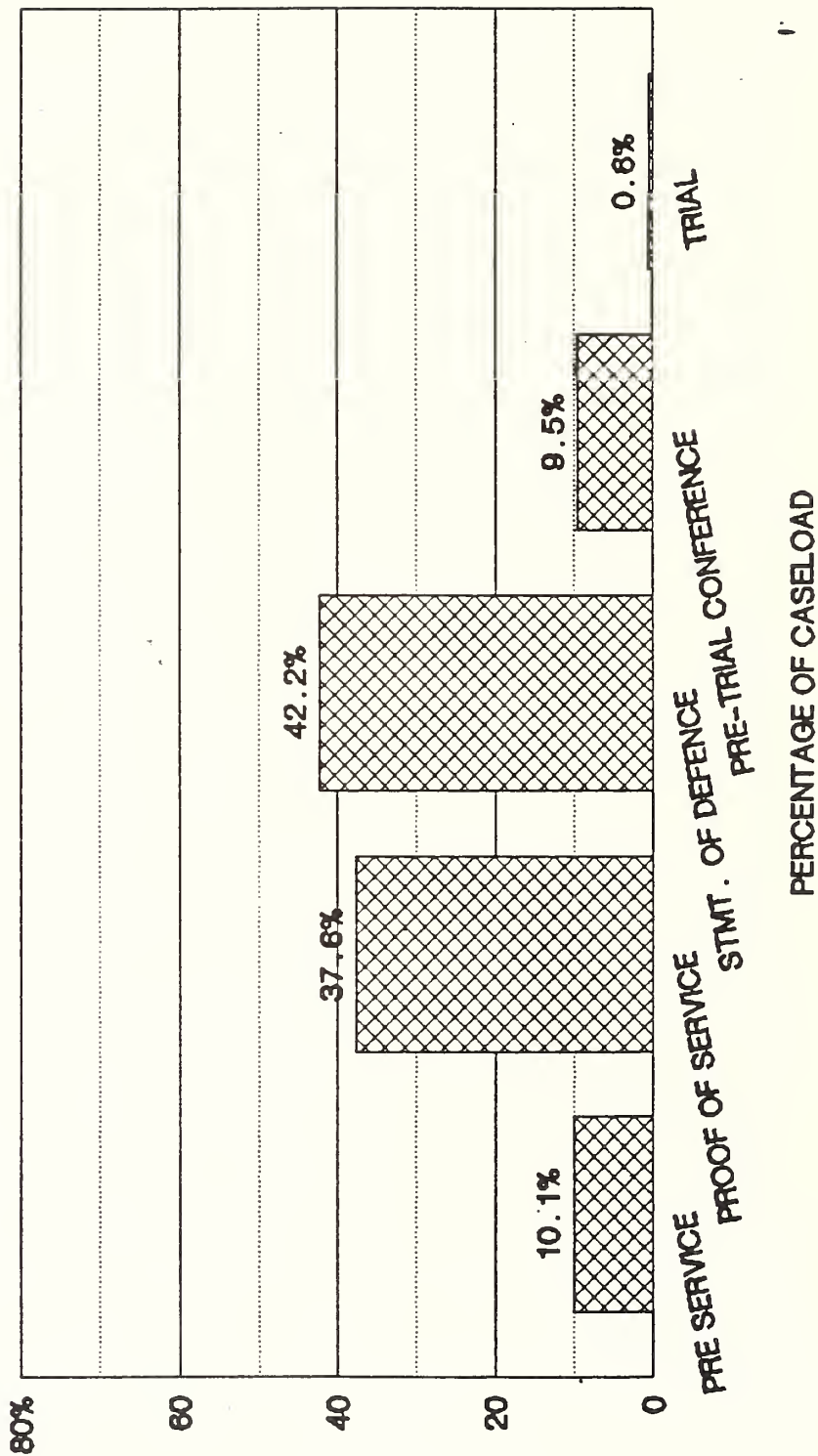
DEFINITION OF GRAPH 7a TO 7d

- **CASES PENDING AT EACH STAGE** shows, for any case outstanding at the end of the time period, the last stage of litigation completed. The graph shows where the outstanding caseload is sitting ie, what percentage of the caseload is at which stage of litigation.

GRAPH 7a

GENERAL DIVISION - WINDSOR
PENDING CASES AT EACH STAGE - FAST TRACK
SEPTEMBER 1990 TO MARCH 1993

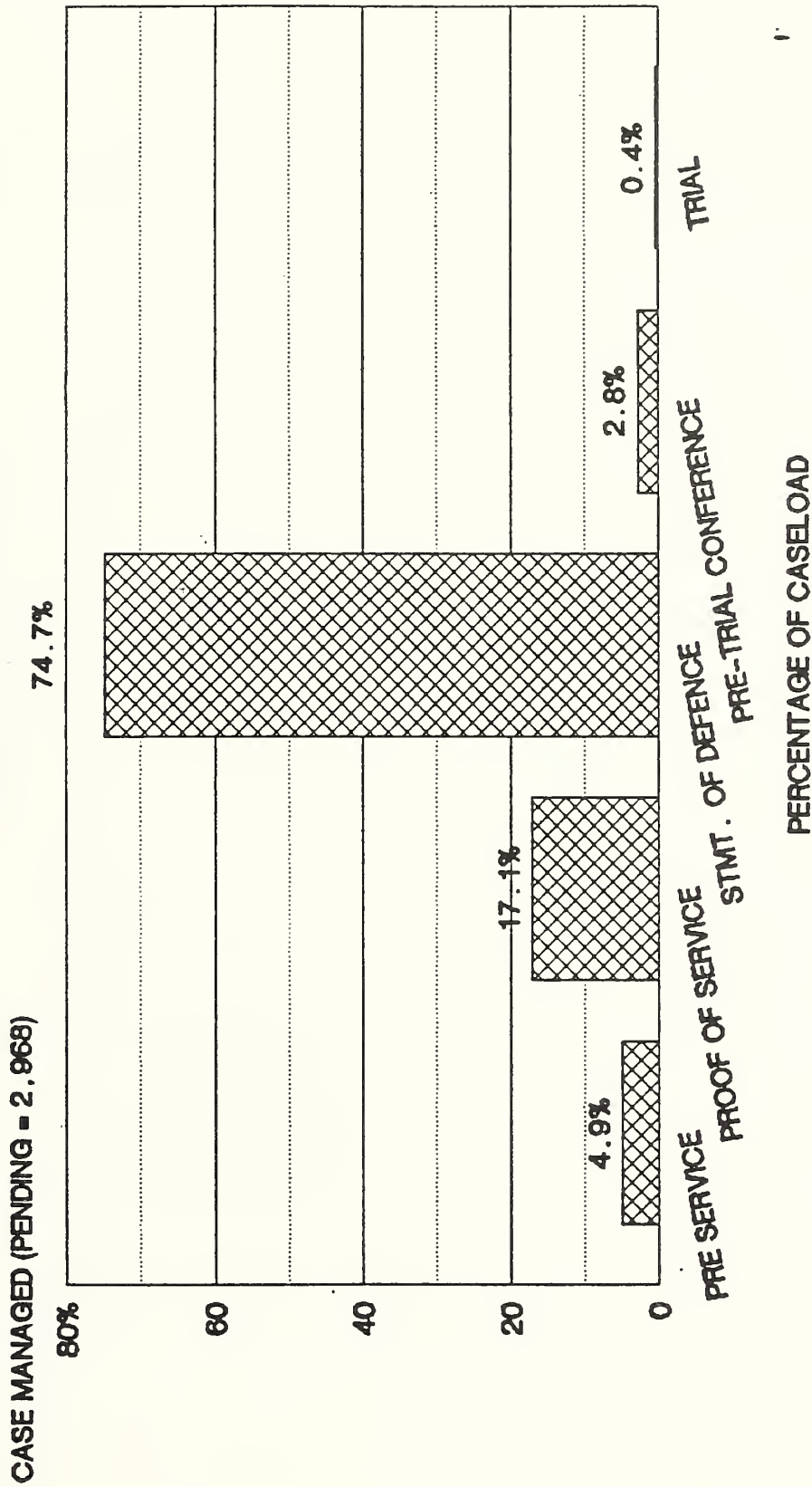
CASE MANAGED (PENDING = 723)



Extrapolated from Report 48
Completion of Discovery was excluded because
this stage does not have to be completed.

Wind3a2

GENERAL DIVISION - WINDSOR PENDING CASES AT EACH STAGE - STANDARD TRACK SEPTEMBER 1990 TO MARCH 1993

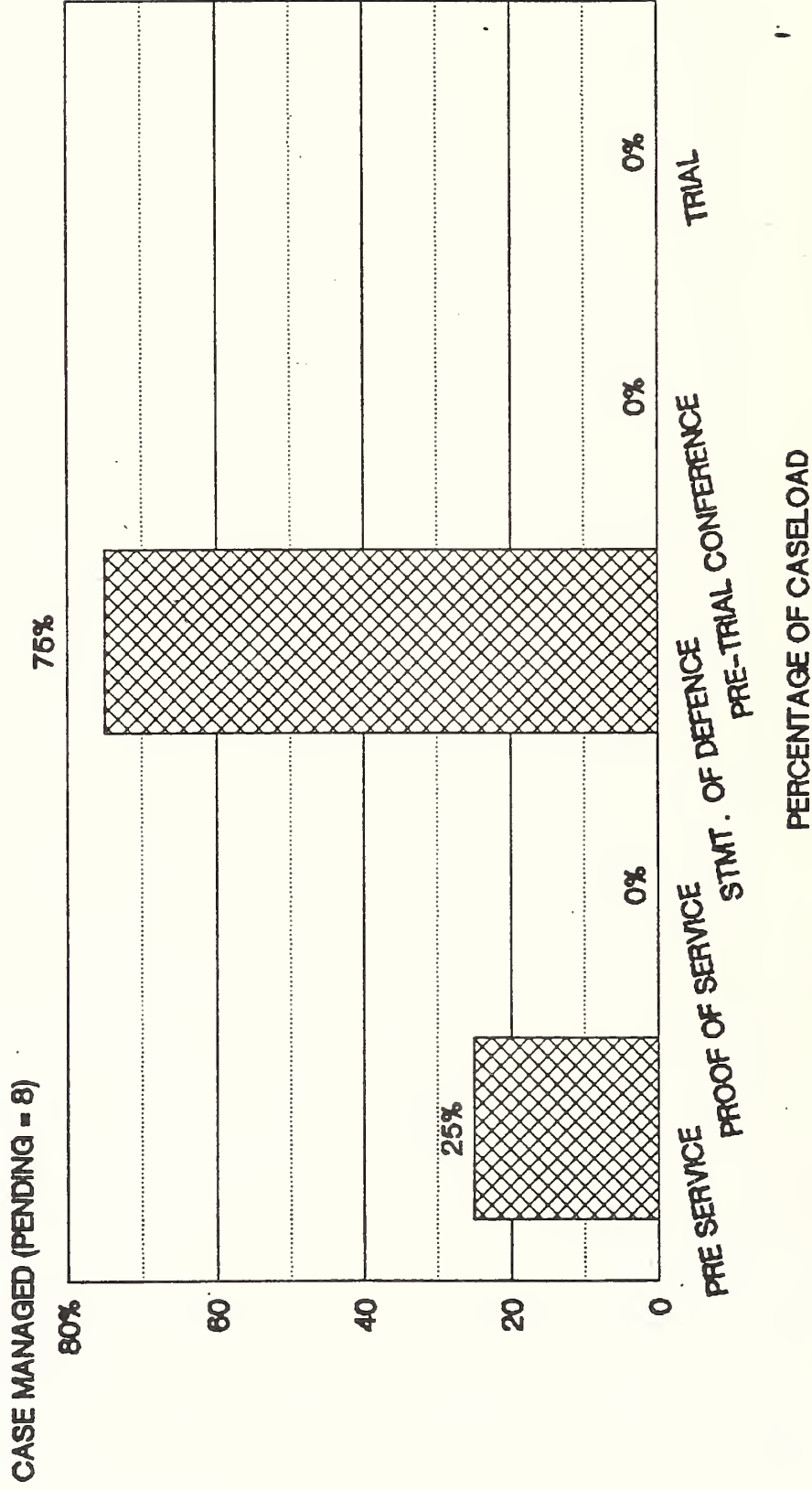


Extrapolated from Report 48
Completion of Discovery was excluded as Rules do
not require completion of this stage

Wind3b2

GRAPH 7c

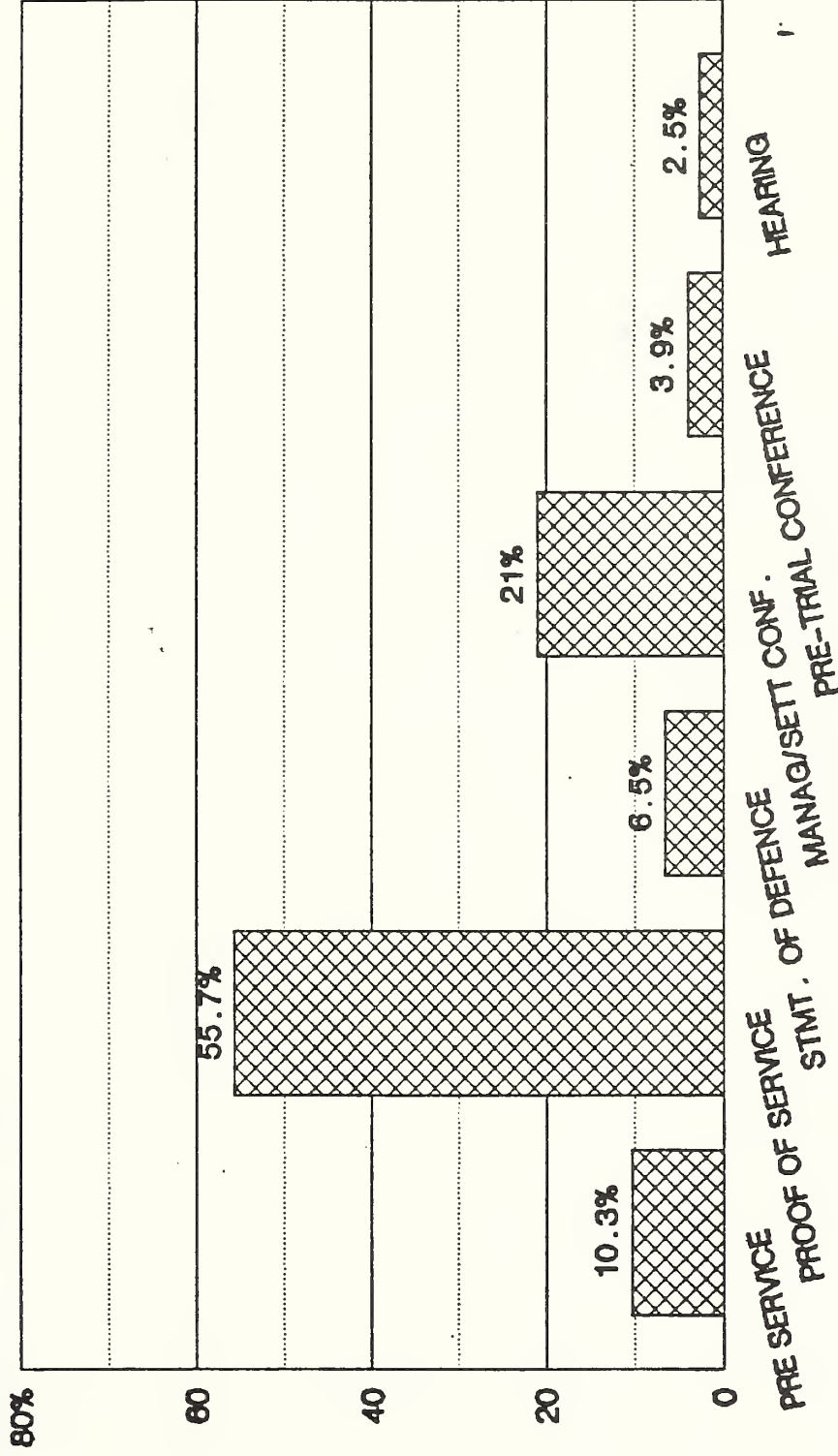
GENERAL DIVISION - WINDSOR
PENDING CASES AT EACH STAGE - COMPLEX TRACK
SEPTEMBER 1990 TO MARCH 1993



Extrapolated from Report 48
Completion of Discovery was excluded as Rules do not require completion of this stage.

GENERAL DIVISION - WINDSOR
PENDING CASES AT EACH STAGE - FAMILY TRACK
SEPTEMBER 1990 TO MARCH 1993

CASE MANAGED (PENDING = 1,692)



PERCENTAGE OF CASELOAD

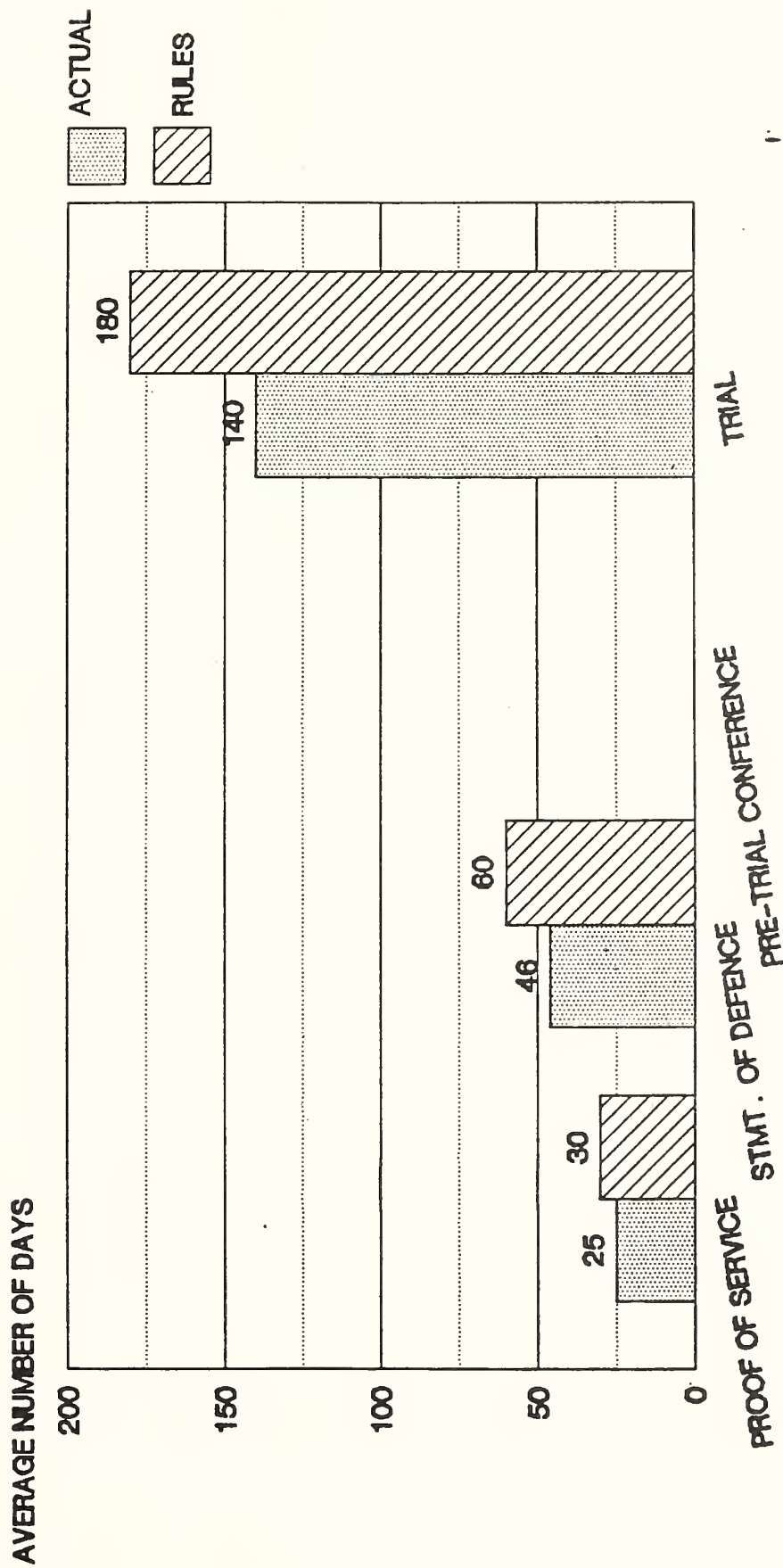
Extrapolated from Report 48

Wind3d2

DEFINTION OF GRAPH 8a TO 8d

- **AVERAGE DAYS TO REACH STAGES** compares the average number of days it actually takes for a case to reach a stage to the time frame established in the Case Management Rules. There are two separate agings, one measures time between stages, and the second measures from "Day 1" or the commencement of the case to the particular stage.

GENERAL DIVISION - WINDSOR AVERAGE DAYS TO REACH STAGES - FAST TRACK SEPTEMBER 1990 TO MARCH 1993



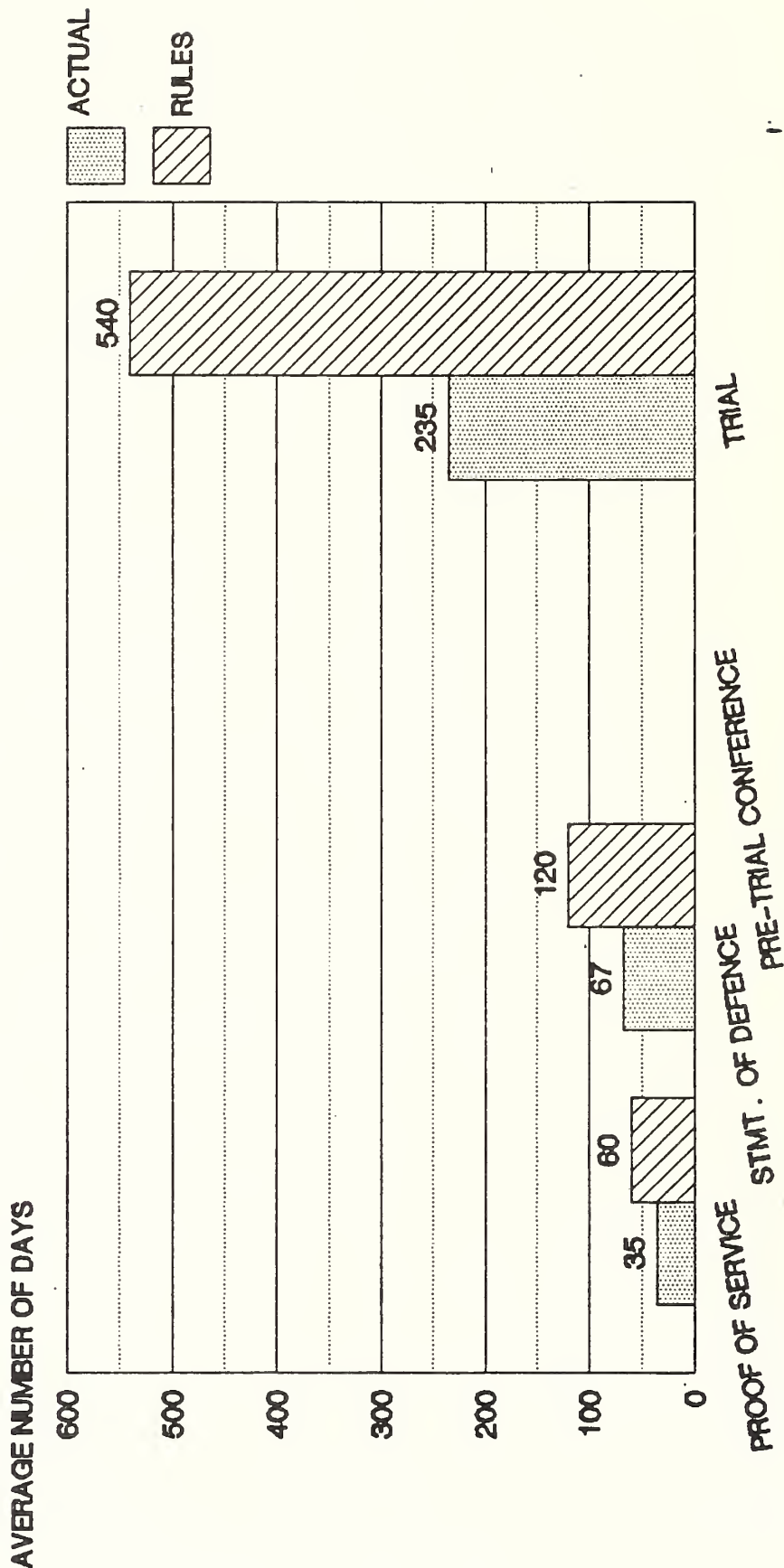
STAGE

Completion of Discovery was excluded as Rules do not require the completion of this stage.
 Wind2a2

Data extrapolated from Report 48
 Represents all pending charges.

GRAPH 8b

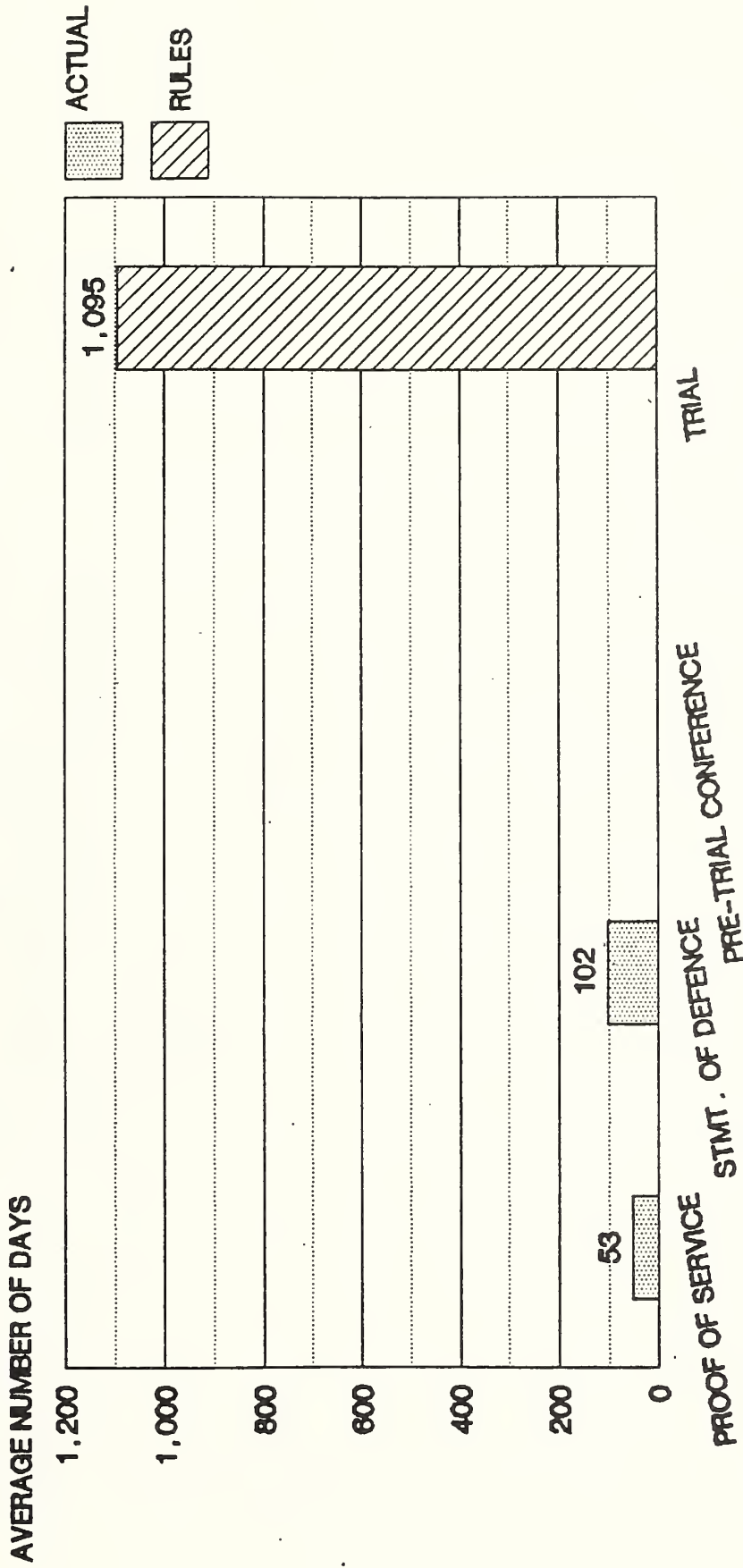
GENERAL DIVISION - WINDSOR
AVERAGE DAYS TO REACH STAGES - STANDARD TRACK
SEPTEMBER 1990 TO MARCH 1993



Data extrapolated from Report 48
Represents all pending charges.

Completion of Discovery was excluded as Rules do
not require completion of this stage.
Wind2b2

GENERAL DIVISION - WINDSOR AVERAGE DAYS TO REACH STAGES - COMPLEX TRACK SEPTEMBER 1990 TO MARCH 1993



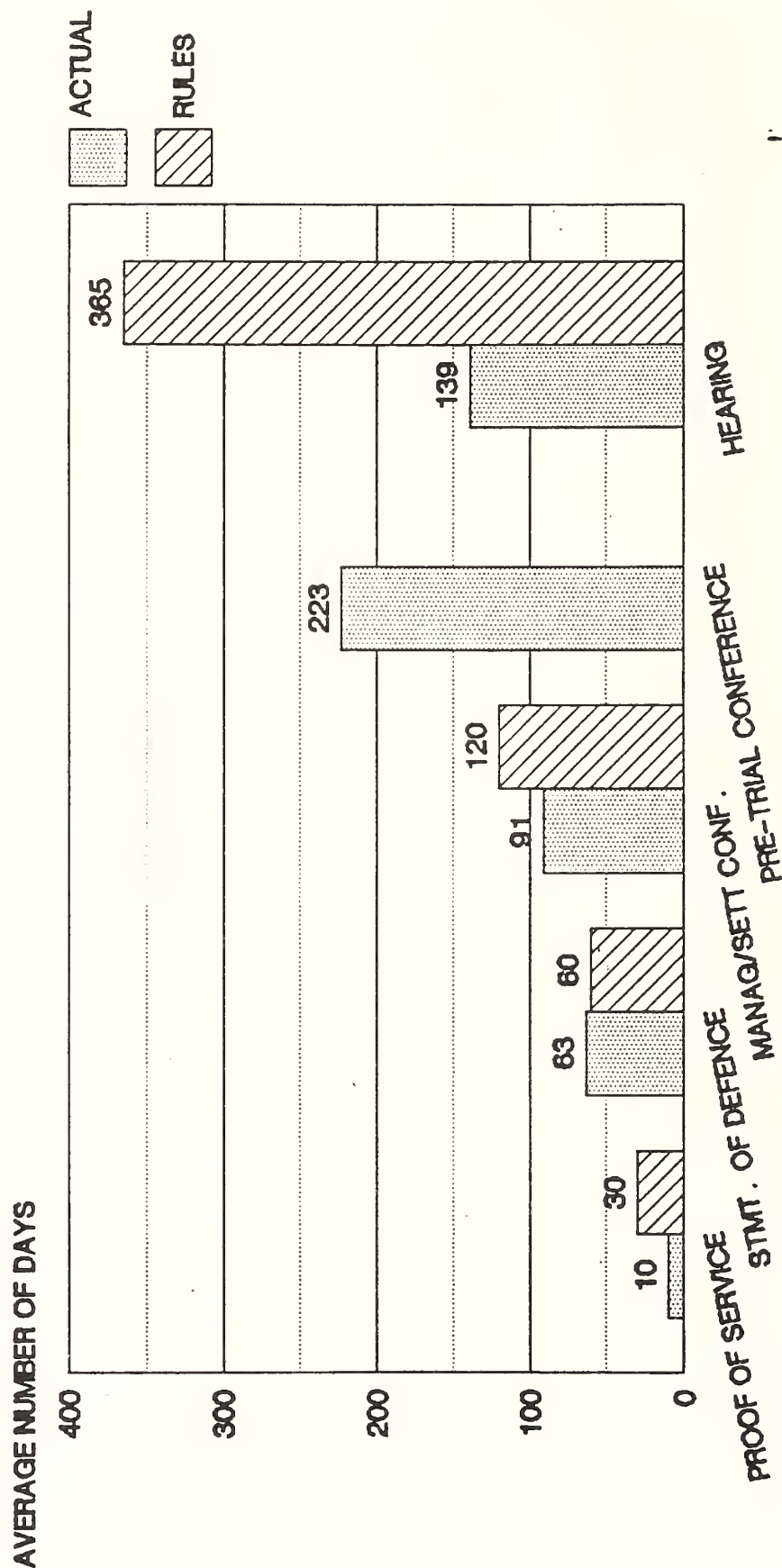
STAGE

Data extrapolated from Report 48
 Represents all pending charges.
 Time frame determined by Judge

Completion of Discovery was excluded as Rules do
 not require the completion of this stage
 Wind2c2

GRAPH 8d

GENERAL DIVISION - WINDSOR
AVERAGE DAYS TO REACH STAGES - FAMILY TRACK
SEPTEMBER 1990 TO MARCH 1993



Data extrapolated from Report 48
Represents all pending charges.

Keying errors excluded.
Wind2d2

WINDSOR

OBSERVATIONS

GRAPHS 1 TO 4: CASES COMMENCED, DISPOSED AND PENDING

Since September 1990, the fast, standard and family track have shown a downward trend in cases commenced. The decrease has been more noticeable on the standard track. The following table reports the percentage decrease during significant periods of time since the commencement of the project.

	Sept-Dec 90 TO Jul-Sept 92	Sept-Dec 90 TO Jan-Mar 92	Sept-Dec 90 TO Jan-Mar 93
Fast track	-29%	-3.7%	-39%
Standard track	-13%	-26%	-63%
Family track	-24%	-17%	-16%

For the above tracks, there is a pending caseload building, up indicating a higher rate of number of cases commenced than disposed since the inception of the pilot project.

Due to inconsistencies recorded in the monthly reports and the roll-up reports, one must be very cautious regarding the graphs displayed for the complex track. As well of the low numbers reported which inflate the trends, making it almost impossible to interpret.

As previously stated the number cases commences in all of the pilot project sites has decreased. The reason that this may be occurring is the change in motor vehicle legislation which has created a dramatic decrease in the number of claims filed across the province. The other possible explanation could be the recent increase in the monetary jurisdiction of the Small Claims Court.

GRAPHS 5a to 5d: CASES DISPOSED AS A PERCENTAGE OF TOTAL PENDING

Unlike Sault Ste. Marie and Toronto, Windsor brought into the pilot project all cases pending as of the effective date of the special Rules (Sept. 4, 1990). This has resulted in a higher pending caseload to dispose of.

The rate of disposition has been decreasing at a rapid pace since January 1991 for all tracks, reaching a low of 1.7% for the period of January to March 1993.

GRAPHS 6a TO 6d: CASES DISPOSED AT EACH STAGE

The majority of cases on the fast (86%) and family (96%) tracks are disposed after filing a proof of service of the statement of claim.

As for the standard track, the majority of cases (93%) are disposed before a Pre-trial conference.

The complex track indicates that the only completed case was disposed at the Pre-trial conference stage.

GRAPHS 7a TO 7d: PENDING CASES AT EACH STAGE

For each civil track, the majority of case managed cases are pending at the Statement of Defence stage: 42.2% (fast track); 74.7% (standard track); and 75% (complex track) illustrating a backlog at this particular stage. The fast track may also be building a backlog at the Proof of Service stage where approximately 38% of the pending cases are awaiting completion.

The family track is experiencing a backlog at the Proof of Service stage of approximately 56% of it's caseload. A smaller backlog of 21% is building at the Management/Settlement Conference stage.

GRAPHS 8a TO 8d: AVERAGE DAYS TO REACH STAGES

For the fast, standard and family tracks, case managed cases are completing the stages of litigation under the time frames established by the Rules of Civil Procedure with a very low variance. The average length of time to attain a trial may be skewed due to a very small percentage of the caseload actually scheduling a trial.

Other than the Trial stage, there are no rules establishing a time frame for the completion of the stages under the complex track. As there were no cases that reached the trial stage for the given time period, a comparison is not possible.

CIVIL CASE MANAGEMENT RULES

TIMETABLES

TORONTO

Action/Event	Fast Track	Standard Track	Complex Track
Plaintiff to serve statement of claim	Within 60 days after action is commenced. Documents supporting claim to be attached	Within 60 days after action is commenced.	Within 60 days after action is commenced.
Defendant to serve statement of defence	<p>Within 20 days after service of S/C. Documents supporting defence to be attached.</p> <p>If the defendant serves and files a notice of intent to defend within 20 days after service of the statement of claim, the time for serving and filing a statement of defence is extended to 40 days after service of the statement of claim.</p>	Within 60 days after service of S/C	Within 60 days after service of S/C
Discovery to be completed	Within 120 days after action is commenced or within 40 days after close of pleading (whichever is later)	Within 190 days after action is commenced or within 90 days after close of pleadings (whichever is later)	[All further steps to be set at case conferences. First case conference ordinarily to be held within 150 days after action is commenced]
Pre-trial conference to be held	Within 40 days after date for completion of discovery	60-120 days after date for completion of discovery	
Trial to begin	Within 60 days after pre-trial conference; date to be assigned at pre-trial conference by case management judge	30-90 days after pre-trial conference; date to be assigned at pre-trial conference by case management judge	

-APPENDICES-

WINDSOR

Action/Event	Fast Track	Standard Track	Family Track	Const Lien Track	Complex Track
Plaintiff to serve statement of claim	Within 30 days after Day 1	Within 60 days after Day 1	Within 30 days after Day 1	Within 90 day after Day 1	
Defendant to serve statement of defence	Within 30 days after service of S/C	Within 60 days after service of S/C	Within 30 days after service of petition or S/C	Within 20 days after service of S/C	
Plaintiff to serve and file record and list case for trial	Within 45 days after close of pleadings	Within 75 days after close of pleadings	Within 45 days after close of pleadings	Within 45 days after close of pleadings	
Management conference to be held	No provision in Rules	No provision in Rules	45-75 days after Day 1		
Registrar to fix date for pre-trial conference	As soon as action is listed for trial	As soon as action is listed for trial	To be set by person presiding at management conference		
Pre-trial conference to be held	Time not fixed by Rule	At least 8 months after case is listed for trial	Time not fixed by Rule		To be fixed by C.M. judge
Trial to begin	Within 6 months after Day 1; date to be fixed by judge at pre-trial conference	Within 18 months after Day 1; date to be fixed by judge at pre-trial conference and to be at least 30 days after pre-trial conference	Within one year after Day 1; date to be fixed by person presiding at pre-trial conference and to be at least 30 days after pre-trial conference	Within 10 months after Day 1	Within three years after day 1; date to be fixed at least 60 days after pre-trial conference

TORONTO

FAMILY TRACK

STEP IN THE PROCEEDING	TO BE COMPLETED WITHIN NOT MORE THAN
1. All proceedings except those under the <i>Child and Family Services Act</i> , 1984.	
Service and filing proof of service of originating document	30 days
Filing of defence	70 days
Case conference	80 days
Settlement conference (by which time all discovery and assessments are to be completed)	170 days
Hearing	230 days

STEP IN THE PROCEEDING	TO BE COMPLETED WITHIN NOT MORE THAN
2. Proceedings under the <i>Child and Family Services Act</i> , 1984.	
First hearing after apprehension of child	5 days
Temporary care and custody hearing, including appointment of counsel	25 days
Case conference	35 days
Settlement conference	80 days
Hearing	120 days

SAULT STE. MARIE

Action/Event	Expedited Track	Standard Track	Complex Track
Plaintiff to file proof of service and case information statement	40 days	40 days	40 days
Defendant to file statement of defence with proof of service	70 days	70 days	100 days
Registrar to fix date of pre-trial conference	100 days	130 days	CM judge to hold case conference within 30 days after filing of statement of defence
Pre-trial conference to be held	160 days	250 days	Date to be set by case management judge
Trial to begin	220 days	340 days	3 years

WORKSHEET 1A

SAULT STE. MARIE

REPORT 40: TOTAL NUMBER OF CASES RECEIVED, DISPOSED AND PENDING BY TYPE OF CIVIL TRACK

PERIOD	FAMILY (excl. divorce)				FAMILY (divorce only)				TOTAL FAMILY TRACK			
	FILED #	DISP. #	MONTHLY PENDING #	PERCENT DISPOSED	FILED #	DISP. #	MONTHLY PENDING #	PERCENT DISPOSED	FILED #	DISP. #	MONTHLY PENDING #	PERCENT DISPOSED
SEP 90	36	27	9	N/A	32	27	5	N/A	68	54	14	N/A
OCT 90	54	38	16	N/A	51	43	8	N/A	105	61	24	N/A
NOV 90	65	41	24	83.7%	33	27	6	142.1%	98	68	30	100.0%
DEC 90	51	26	25	35.1%	17	15	2	71.4%	68	41	27	43.2%
JAN 91	47	34	13	39.1%	28	24	4	96.0%	75	58	17	51.8%
FEB 91	35	22	13	22.0%	29	24	5	80.0%	64	46	18	35.4%
MAR 91	38	22	16	19.0%	33	22	11	53.7%	71	44	27	28.0%
APR 91	45	24	21	17.5%	43	33	10	64.7%	88	57	31	30.3%
MAY 91	61	32	29	19.3%	37	29	8	49.2%	98	61	37	27.1%
JUN 91	51	28	25	10.6%	31	21	10	30.4%	82	47	35	18.1%
JUL 91	39	21	18	10.0%	36	26	10	32.9%	75	47	28	16.3%
AUG 91	50	30	20	13.1%	30	23	7	26.7%	80	53	27	18.8%
SEP 91	37	16	21	6.4%	38	29	9	30.5%	75	45	30	13.0%
OCT 91	45	20	25	7.3%	41	26	15	23.6%	86	48	40	11.9%
NOV 91	49	25	24	8.4%	40	27	13	22.0%	89	52	37	12.3%
DEC 91	45	18	27	5.5%	28	14	14	10.2%	73	32	41	6.9%
JAN 92	42	10	32	2.8%	25	14	11	9.5%	67	24	43	4.7%
FEB 92	30	17	13	4.6%	27	14	13	8.7%	57	31	26	5.8%
MAR 92	38	12	26	3.0%	43	15	28	7.9%	81	27	54	4.6%
APR 92	54	15	39	3.4%	38	13	25	6.1%	92	28	64	4.3%
MAY 92	30	6	24	1.3%	33	1	32	0.4%	63	7	58	1.0%
JUN 92	39	1	38	0.2%	32	0	32	0.0%	71	1	70	0.1%
JUL 92	31	11	20	2.1%	25	16	9	5.6%	56	27	29	3.4%
AUG 92	33	19	14	3.6%	27	22	5	7.5%	60	41	19	5.0%
SEP 92	39	99	-60	21.0%	40	25	15	8.1%	79	124	-45	15.9%
OCT 92	46	47	-1	10.0%	34	38	-4	12.5%	80	85	-5	11.0%
NOV 92	52	84	-32	19.1%	20	67	-47	26.2%	72	151	-79	21.7%
DEC 92	38	2	36	0.4%	20	0	20	0.0%	58	2	58	0.3%
JAN 93	34	48	-14	10.5%	28	28	0	10.2%	62	76	-14	10.4%
FEB 93	33	29	4	6.3%	34	38	-4	14.0%	67	67	0	9.2%
MAR 93	31	69	-38	16.3%	36	46	-10	17.6%	67	115	-48	16.8%

SAULT STE. MARIE

REPORT 48: TOTAL NUMBER OF CASES RECEIVED, DISPOSED AND PENDING BY TYPE OF CIVIL TRACK

PERIOD	TOTALS				FAST TRACK				STANDARD TRACK				COMPLEX TRACK			
	FILED #	DISP. #	MONTHLY PENDING #	PERCENT DISPOSED	FILED #	DISP. #	MONTHLY PENDING #	PERCENT DISPOSED	FILED #	DISP. #	MONTHLY PENDING #	PERCENT DISPOSED	FILED #	DISP. #	MONTHLY PENDING #	PERCENT DISPOSED
SEP 90 CM	171	131	40	N/A	53	46	7	N/A	40	28	12	N/A	10	3	7	N/A
OCT 90 CM	230	159	71	N/A	50	41	9	N/A	72	50	22	N/A	3	0	3	N/A
NOV 90 CM	194	104	90	63.4%	24	18	8	66.7%	69	47	22	78.7%	3	0	3	0.0%
DEC 90 CM	181	122	59	50.8%	31	25	6	83.3%	74	37	37	38.5%	8	2	6	10.5%
JAN 91 CM	177	123	54	43.6%	36	33	3	100.0%	65	44	21	37.6%	1	0	1	0.0%
FEB 91 CM	172	109	63	31.8%	34	25	9	59.5%	67	39	28	26.9%	7	1	6	3.8%
MAR 91 CM	181	112	49	27.7%	14	10	4	21.7%	70	44	28	25.7%	145	1	5	3.2%
APR 91 CM	183	123	60	28.2%	25	18	9	29.1%	68	46	22	23.8%	171	0	2	0.0%
MAY 91 CM	194	104	90	19.1%	16	13	3	22.4%	79	44	35	19.3%	228	1	0	0.0%
JUN 91 CM	175	103	72	16.7%	23	18	5	28.6%	69	38	31	14.7%	259	0	1	0.0%
JUL 91 CM	198	132	66	19.2%	28	22	6	31.9%	95	57	38	19.2%	297	0	0	0.0%
AUG 91 CM	175	95	80	12.5%	13	10	3	13.9%	80	38	42	11.2%	339	2	2	0.6%
SEP 91 CM	179	95	84	11.2%	22	11	11	13.3%	81	38	43	9.9%	382	1	0	0.0%
OCT 91 CM	174	100	74	10.8%	22	16	6	18.0%	68	32	34	7.7%	416	0	0	0.0%
NOV 91 CM	164	71	93	7.1%	10	9	1	10.0%	65	30	35	6.7%	451	0	0	0.0%
DEC 91 CM	165	68	97	6.3%	12	9	3	9.7%	78	35	43	7.1%	494	2	0	0.0%
JAN 92 CM	198	95	101	7.9%	21	12	9	11.8%	107	52	55	9.5%	549	1	0	0.0%
FEB 92 CM	167	83	84	8.5%	13	10	3	9.5%	95	45	50	7.5%	599	2	1	0.3%
MAR 92 CM	198	84	114	6.0%	22	16	6	14.4%	95	40	55	6.1%	655	0	0	0.0%
APR 92 CM	192	57	135	3.8%	16	9	7	7.6%	83	41	42	5.9%	697	1	0	0.0%
MAY 92 CM	151	28	123	1.7%	16	5	11	3.9%	72	22	50	2.9%	747	0	0	0.0%
JUN 92 CM	159	44	115	2.5%	13	5	8	3.6%	75	12	63	1.5%	810	0	0	0.0%
JUL 92 CM	134	79	55	4.3%	18	7	11	4.7%	60	31	29	3.7%	840	0	0	0.0%
AUG 92 CM	129	191	-62	10.3%	12	18	-6	12.7%	57	49	8	5.8%	847	0	0	0.0%
SEP 92 CM	160	168	-8	9.3%	14	13	1	9.1%	63	70	-7	8.3%	841	4	0	0.0%
OCT 92 CM	157	224	-67	12.4%	17	14	3	9.6%	58	58	0	6.9%	838	2	1	0.2%
NOV 92 CM	138	140	-2	8.5%	16	30	-14	22.9%	50	105	-55	13.4%	783	0	3	0.4%
DEC 92 CM	135	84	51	4.7%	11	5	6	3.6%	64	3	61	0.4%	844	2	0	0.0%
JAN 93 CM	128	150	-22	8.6%	12	12	0	8.7%	53	70	-17	8.4%	833	1	1	0.1%
FEB 93 CM	125	168	-43	9.6%	9	8	1	5.8%	44	44	0	5.3%	833	5	1	0.1%
MAR 93 CM	140	109	31	6.5%	11	21	-10	15.4%	58	88	-30	11.0%	803	4	0	0.0%

SAULT STE. MARIE

REPORT 4b: PENDING CASES AT EACH STAGE OF LITIGATION

PERIOD	TYPE OF TRACK	# OF PENDING CASES	PRE-SERVICE # %	PROOF OF SERVICE # %	STATEMENT OF DEFENCE # %	PRE-TRIAL SCHEDULED # %	PRE-TRIAL # %	TRIAL # %
SEPT 90-SEPT 91	FAST	83	21 25.3%	15 18.1%	43 51.8%	1 1.20%	3 3.6%	
	STD	378	120 31.7%	86 22.8%	160 42.3%	3 0.79%	7 1.9%	2 0.5%
	COMP	35	3 8.6%	9 25.7%	22 62.9%	1 2.86%		
	TOTAL FAMILY	342	35 10.2%	80 23.4%	209 61.1%	4 1.17%	11 3.2%	3 0.9%
SEPT 92-SEPT 93	FAST	128	24 18.8%	24 18.8%	55 43.0%	2 1.56%	20 15.6%	3 2.3%
	STD	803	186 23.2%	123 15.3%	406 50.6%	5 0.62%	67 8.3%	16 2.0%
	COMP	59	15 25.4%	12 20.3%	27 45.8%	0 0.00%	3 5.1%	2 3.4%
	TOTAL FAMILY	777	79 10.2%	234 30.1%	414 53.3%	6 0.77%	34 4.3%	10 1.3%
SEPT 90-MAR 93	FAST	137	31 22.6%	25 18.2%	58 42.3%	3 2.19%	17 12.4%	3 2.2%
	STD	833	196 23.8%	133 16.0%	414 49.7%	5 0.60%	64 7.7%	19 2.3%
	COMP	55	14 25.5%	9 16.4%	27 49.1%	0 0.00%	3 5.5%	2 3.6%
	TOTAL FAMILY	683	59 10.0%	169 24.6%	398 58.3%	9 1.32%	26 3.8%	14 2.0%

REPORT 4b: AVERAGE DAYS TO REACH STAGES OF LITIGATION

PERIOD	TYPE OF TRACK	PROOF OF SERVICE AVERAGE AGING IN RULES	STATEMENT OF DEFENCE AVERAGE AGING IN RULES	PRE-TRIAL SCHEDULED AVERAGE AGING IN RULES	PRE-TRIAL AVERAGE AGING IN RULES	TRIAL AVERAGE AGING IN RULES
SEPT 90-SEPT 91	FAST	62 32 40	47 42 70	4 190 100	3 7 160	
	STD	255 35 40	169 63 40	11 216 130	8 7 250	2 129 340
	COMP	32 61 40	23 55 40	1 28		
	TOTAL FAMILY	304 17 40	224 41 70	18 152 100	14 11 160	3 137 220
SEPT 90-SEPT 92	FAST	109 41 40	80 74 70	18 341 100	16 32 160	4 298 220
	STD	636 48 40	468 83 40	73 349 130	69 308 250	9 227 340
	COMP	41 63 40	32 98 40	5 404	5 961	2 111
	TOTAL FAMILY	695 20 40	460 55 70	48 305 100	42 19 160	10 280 220
SEPT 90-MAR 93	FAST	104 42 40	80 96 70	25 394 100	23 393 160	3 358 220
	STD	614 48 40	490 102 40	86 376 130	81 367 250	15 203 340
	COMP	44 64 40	32 109 40	5 404	5 961	2 111
	TOTAL FAMILY	614 19 40	445 66 70	48 379 100	39 24 160	14 310 220

WORKSHEET 3

SAULT STE. MARIE

REPORT 49: CASES DISPOSED AT EACH STAGE OF LITIGATION

PERIOD	TYPE OF TRACK	# OF DISPOSED CASES	PRE-SERVICE		PROOF OF SERVICE		STATEMENT OF DEFENCE		PRE-TRIAL SCHEDULED		PRE-TRIAL		TRIAL	
			#	%	#	%	#	%	#	%	#	%	#	%
SEPT 90-SEPT 91	FAST	286	59	20.6%	201	70.3%	16	5.6%	0	0.00%	9	3.1%	1	0.3%
	STD	518	110	21.2%	316	61.0%	73	14.1%	4	0.77%	14	2.7%	1	0.2%
	COMP	10	4	40.0%	5	50.0%	1	10.0%	0	0.00%	0	0.0%	0	0.0%
	TOTAL FAMILY	696	84	12.1%	438	62.9%	153	22.0%	7	1.01%	14	2.0%	2	0.0%
SEPT 90-SEPT 92	FAST	416	83	20.0%	292	70.2%	24	5.8%	4	0.96%	6	1.4%	7	1.7%
	STD	945	160	16.9%	645	68.3%	87	9.2%	14	1.48%	31	3.3%	8	0.8%
	COMP	10	3	30.0%	5	50.0%	2	20.0%	0	0.00%	0	0.0%	0	0.0%
	TOTAL FAMILY	1122	93	8.3%	750	66.8%	239	21.3%	10	0.89%	30	2.7%	9	0.8%
SEPT 90-MAR 93	FAST	505	105	20.8%	342	67.7%	35	6.9%	4	0.79%	10	2.0%	9	1.8%
	STD	1295	208	16.1%	820	63.3%	158	12.2%	21	1.62%	77	5.9%	11	0.8%
	COMP	16	4	25.0%	5	31.3%	6	37.5%	0	0.00%	1	6.3%	0	0.0%
	TOTAL FAMILY	1613	122	7.6%	1030	63.9%	376	23.3%	14	0.87%	53	3.3%	18	1.1%

REPORT 48: PENDING CASES AT EACH STAGE OF LITIGATION

PERIOD	TYPE OF TRACK	# OF PENDING CASES	PRE- SERVICE			PROOF OF SERVICE			STATEMENT OF DEF.			MANAG/SETTL CASE CONF./			PRE- TRIAL CONF.			TRIAL/HEARING		
			#	%		#	%		#	%		#	%		#	%		#	%	
SEPT 90- SEPT 91	FAST	380	61	15.6%		154	39.5%		148	37.9%		N/A			27	6.9%		0	0	
	STD	2,060	174	8.4%		476	23.1%		1,387	67.3%		N/A			22	1.1%		1	0.0%	
	COMP	6	1	16.7%		1	16.7%		4	66.7%		N/A			0	0		0	0	
	TOTAL FAMILY	1,084	112	10.5%		602	58.6%		109	10.2%		194	18.2%		40	3.8%		7	0.7%	
SEPT 90- SEPT 92	FAST	657	80	12.2%		260	39.6%		266	40.5%		N/A			50	7.6%		1	0.2%	
	STD	2,983	143	4.8%		542	18.2%		2,189	73.4%		N/A			104	3.5%		5	0.2%	
	COMP	6	1	16.7%		0	0.0%		5	83.3%		N/A			0	0		0	0	
	TOTAL FAMILY	1,543	158	10.1%		834	53.9%		127	8.2%		320	20.7%		80	5.2%		31	2.0%	
SEPT 90- MAR 93	FAST	723	73	10.1%		272	37.6%		305	42.2%		N/A			69	9.5%		4	0.6%	
	STD	2,968	144	4.9%		509	17.1%		2,218	74.7%		N/A			84	2.8%		13	0.4%	
	COMP	8	2	25.0%		0	0.0%		6	75.0%		N/A			0	0		0	0	
	TOTAL FAMILY	1,692	175	10.3%		943	55.7%		110	6.5%		355	21.0%		68	3.9%		42	2.5%	

NOTE: Completion of Discovery was excluded from the civil tracks because this stage does not have to be completed for a case to proceed.

REPORT 48: AVERAGE DAYS TO REACH STAGES OF LITIGATION (CUMULATIVE)

PERIOD	TYPE OF TRACK	PROOF OF SERVICE			STATEMENT OF DEFENCE			MANAG/SETTL/CASE CONF.			PRE- TRIAL CONFERENCE			TRIAL/HEARING		
		# FILED	AVERAGE AGE IN DAYS	AGING IN RULES	# FILED	AVERAGE AGE IN DAYS	AGING IN RULES	# FILED	AVERAGE AGE IN DAYS	AGING IN RULES	# FILED	AVERAGE AGE IN DAYS	AGING IN RULES	# FILED	AVERAGE AGE IN DAYS	AGING IN RULES
SEPT 90- SEPT 91	FAST	329	19	30	175	38	30	2	20	N/A	27	7	N/A	0	0	180
	STD	1,886	28	60	1,410	38	60	0		N/A	23	7	8 mths *	1	?	540
	COMP	5	14		4	34		0			0			0		1095
	TOTAL FAMILY	952	9	30	350	52	30	241	71	90-120	47	119	N/A	7	?	365
SEPT 90- SEPT 92	FAST	2,840	32	30	2,298	59	30	0		N/A	109	7	N/A	5	32	180
	STD	577	23	60	317	41	60	3	95	N/A	51	7	8 mths *	1	34	540
	COMP	4	74		5	108		1	372		0			0		1095
	TOTAL FAMILY	1,392	10	30	558	53	30	431	88	90-120	111	199	N/A	31	71	365
SEPT 90- MAR 93	FAST	650	25	30	378	46	30	3	94	N/A	73	7	N/A	4	140	180
	STD	2,824	35	60	2,315	67	60	0		N/A	115	7	8 mths *	82	235	540
	COMP	6	53		6	102		1	372		0			0		1095
	TOTAL FAMILY	1,517	10	30	574	63	30	464	91	90-120	108	223	N/A	42	139	365

* after case is listed for trial: ? = Information not provided

TOTAL NUMBER OF CASES RECEIVED, DISPOSED AND PENDING BY TYPE OF CIVIL TRACK

	FAMILY TRACK - EXCLUDING DIVORCE						FAMILY TRACK - DIVORCE ONLY						TOTAL FAMILY TRACK					
PERIOD	FILED #	DISP. #	MONTHLY PENDING #	PERCENT DISPOSED	PENDING #		FILED #	DISP. #	MONTHLY PENDING #	PERCENT DISPOSED	PENDING #		FILED #	DISP. #	MONTHLY PENDING #	PERCENT DISPOSED	PENDING #	
SEP-DEC 90 CM	153	70	83	84.3%	83		368	300	66	N/A	66		519	370	149	N/A	149	
JAN 91-MAR CM	98	41	57	29.3%	140		257	235	22	N/A	88		355	276	79	N/A	228	
APR-JUN CM	94	39	55	20.0%	195		307	270	37	N/A	125		401	309	92	96.6%	320	
JUL-SEP CM	69	32	37	13.8%	232		328	284	44	N/A	169		397	316	81	78.8%	401	
OCT-DEC CM	67	17	50	6.0%	282		313	244	69	N/A	238		380	261	119	50.2%	520	
JAN 92-MAR CM	84	20	64	5.8%	346		347	270	77	85.7%	315		431	290	141	43.9%	661	
APR-JUN CM	100	35	65	8.5%	411		337	215	122	49.2%	437		437	250	187	29.5%	848	
JUL-SEP CM	79	17	62	3.6%	573		320	195	125	34.7%	562		399	212	187	20.5%	1035	
OCT-DEC CM	88	22	68	4.1%	539		276	117	159	16.2%	721		364	139	225	11.0%	1260	
JAN 93-MAR CM	111	12	99	1.9%	638		325	33	292	3.3%	1013		436	45	391	2.7%	1651	

REPORT 46: TOTAL NUMBER OF CASES RECEIVED, DISPOSED, PENDING BY TYPE OF CIVIL TRACK

PERIOD	TOTALS				FAST TRACK				STANDARD TRACK				COMPLEX TRACK				FAMILY GENERAL DIVISION					
	FILED #	DISP. #	MONTHLY #	% DISP.	FILED #	DISP. #	MONTHLY #	% DISP.	FILED #	DISP. #	MONTHLY #	% DISP.	FILED #	DISP. #	MONTHLY #	% DISP.	FILED #	DISP. #	MONTHLY #	% DISP.		
DEC 91 CM	439	3	436	0.7%	436	N/A	157	N/A	149	0	149	N/A	146	30	1	29	N/A	101	0	101	N/A	
NCM		7			N/A		4		3				N/A	0			N/A	0			N/A	
JAN 92 CM	582	48	534	4.9%	970	N/A	319	N/A	108	9	189	2.7%	338	20	4	16	8.9%	45	1	167	0.4%	
NCM		216			9,078		3,044	4.5%	60				3,125	5			0.2%	2,800	24		5.9%	
FEB 92 CM	558	118	440	8.4%	1,410	205	80	125	18	139	3.8%	477	23	0	23	0.0%	68	173	20	163	4.8%	
NCM		990			21,061		6,581	7.4%	135				6,429	7			0.1%	7,000	81		5.8%	
MAR 92 CM	607	192	415	10.5%	1,825	227	95	132	169	43	126	7.1%	603	35	1	34	1.0%	102	178	53	123	9.7%
NCM		806			34,282		9,266	5.6%	215				9,348	14			0.1%	14,000	120		7.2%	
APR 92 CM	577	264	309	12.6%	2,134	180	132	57	198	49	149	6.5%	752	23	1	22	0.8%	124	167	86	81	13.8%
NCM		1,226			39,863		681	4.7%	234				12,316	13			0.1%	13,000	400		18.3%	
MAY 92 CM	514	289	225	12.3%	2,359	182	123	38	176	52	124	5.9%	876	22	3	19	2.1%	143	154	111	43	16.6%
NCM		1,116			17,578		594	9.2%	226				7,533	24			2.0%	1,200	272		11.4%	
JUN 92 CM	390	317	63	13.1%	2,422	199	131	68	155	81	94	6.3%	970	20	3	17	1.9%	180	6	122	-116	22.1%
NCM		1,218			20,160		536	7.7%	289				9,031	30			2.1%	1,429	363		13.3%	
JUL 92 CM	330	284	46	11.5%	2,468	168	136	32	129	60	69	5.8%	1039	26	2	24	1.1%	184	7	86	-79	18.2%
NCM		923			23,043		354	4.4%	164				10,250	19			1.2%	1,563	366		12.2%	
AUG 92 CM	283	287	-4	11.0%	2,464	146	119	26	120	86	34	8.0%	1073	11	7	4	3.7%	188	7	75	-68	18.5%
NCM		1,169			25,361		570	6.3%	299				11,074	18			1.0%	1,500	282		8.2%	
SEP 92 CM	299	294	2	11.0%	2,466	154	109	45	128	97	31	8.8%	1104	7	6	1	3.2%	189	7	82	-75	24.8%
NCM		1,319			26,814		440	4.8%	259				11,773	15			0.8%	1,875	605		15.8%	
OCT 92 CM	287	246	41	9.8%	2,507	152	129	23	119	88	31	7.8%	1135	12	4	8	2.0%	197	4	25	-21	8.1%
NCM		1,184			29,525		554	5.5%	327				12,577	16			0.8%	1,875	288		7.2%	
NOV 92 CM	282	214	68	8.3%	2,575	161	108	43	114	79	35	6.8%	1170	9	10	-1	5.1%	196	8	17	-9	5.7%
NCM		1,319			31,968		499	4.5%	1,059				13,901	115	17	98	0.0%	2,092	752	405	257	10.9%
DEC 92 CM	284	213	41	8.1%	2,616	132	104	28	104	87	17	7.3%	1,187	12	2	10	1.0%	206	6	20	-14	7.0%
NCM		1,311			33,301		480	4.1%	1,017				14,624	82	18	64	0.8%	2,167	809	555	54	11.4%
JAN 93 CM	265	235	30	8.9%	2,646	128	124	4	98	77	21	6.4%	1,208	12	9	3	4.3%	209	27	25	2	8.7%
NCM		1,343			34,733		574	4.5%	1,001				15,315	87	19	48	0.9%	2,206	863	427	236	8.3%
FEB 93 CM	203	131	72	4.8%	2,718	125	91	34	48	11	37	0.9%	1,245	11	5	6	2.3%	215	19	24	-5	8.5%
NCM		1,466			30,024		638	4.0%	990				16,016	57	23	44	1.0%	2,250	763	615	146	11.7%
MAR 93 CM	252	141	111	5.0%	2,829	161	106	46	63	13	50	1.0%	1,295	10	3	7	1.4%	222	28	19	9	6.5%
NCM		1,524			37,753		826	4.8%	1,168				16,825	75	20	65	0.9%	2,305	760	517	263	9.3%

NOTE: INFORMATION ON NUMBER FILED AND FOR NON-CASE MANAGED CASES WAS NOT PROVIDED FROM DEC. 91 TO OCT. 92.
NUMBER OF CASES PENDING WAS DERIVED FROM THE PERCENTAGE OF CASES DISPOSED AND THE NUMBER OF CASES DISPOSED.

WINDSOR

REPORT 49: CASES DISPOSED AT EACH STAGE OF LITIGATION

PERIOD	TYPE OF TRACK	# OF DISPOSED CASES	PRE-SERVICE	PROOF OF SERVICE	STATEMENT OF DEFENCE	MANAG/SETTL CONFERENCE/ COMP. OF DISC.	PRE-TRIAL CONFERENCE	HEARING/TRIAL
			# %	# %	# %	# %	# %	# %
SEPT 90-SEPT 91	FAST	637	111 17.4%	359 56.4%	120 18.8%	N/A	41 6.4%	6 0.94%
	STD	1525	187 12.3%	574 37.6%	601 39.4%	N/A	145 9.5%	18 1.18%
	COMP	1	0 0.0%	0 0.0%	0 0.0%	N/A	1 100.0%	0 0
	TOTAL FAMILY	1240	93 7.5%	814 65.6%	24 1.9%	193 15.56%	55 4.4%	61 4.92%
SEPT 90-SEPT 92	FAST	1154	185 16.0%	708 61.4%	201 17.4%	N/A	49 4.2%	11 0.95%
	STD	2293	274 11.9%	818 35.6%	1038 45.3%	N/A	144 6.3%	21 0.92%
	COMP	1	0 0.0%	0 0.0%	0 0.0%	N/A	1 100.0%	0 0
	TOTAL FAMILY	2273	111 4.9%	1581 69.6%	122 5.4%	314 13.81%	15 0.7%	130 5.72%
SEPT 90-MAR 93	FAST	1278	174 13.6%	816 63.8%	228 17.8%	N/A	49 3.8%	11 0.86%
	STD	2360	276 11.7%	855 36.2%	1063 45.0%	N/A	145 6.1%	21 0.89%
	COMP	1	0 0.0%	0 0.0%	0 0.0%	N/A	1 100.0%	0 0
	TOTAL FAMILY	2496	105 4.2%	1783 71.4%	126 5.0%	337 13.50%	7 0.3%	138 5.53%

NOTE: Completion of Discovery was excluded from the civil tracks because this stage does not have to be completed

PENDING CM CASES AT EACH STAGE OF LITIGATION - CUMULATIVE (DECEMBER 1991 TO MARCH 1993)

TYPE OF TRACK	# OF PENDING CASES	PRE - SERVICE	PROOF OF SERVICE	STATEMENT OF DEFENCE	COMPLETION OF DISC./CASE CONF.	PRE-TRIAL CONF./ SETTLEMENT	TRIAL/HEARING
		#	%	#	%	#	%
FAST	853	272	31.9%	227	26.6%	160	18.8%
STD	1228	258	21.0%	182	14.8%	425	34.6%
COMP	249	149	59.8%	2	0.8%	151	60.6%
FAMILY	243	63	14.4%	68	28.0%	38	15.6%
						46	18.9%
						69	8.1%
						87	7.1%
						8	3.2%
						23	9.5%
						5	2.1%

PENDING NON-CM CASES AT EACH STAGE OF LITIGATION - CUMULATIVE (DECEMBER 1991 TO MARCH 1993)

TYPE OF TRACK	# OF PENDING CASES	PRE - SERVICE	PROOF OF SERVICE	STATEMENT OF DEFENCE	COMPLETION OF DISC./CASE CONF.	PRE-TRIAL CONF./ SETTLEMENT	TRIAL/HEARING
		#	%	#	%	#	%
FAST	13053	8658	66.3%	N/A	N/A	N/A	N/A
STD	17717	10495	59.2%	4395	33.7%	2	0.0%
COMP	2308	1308	56.7%	7218	40.7%	12	0.1%
FAMILY	5790	5087	87.9%	997	43.2%	0	0.0%
				632	10.9%	58	1.0%
						13	0.2%

NOTE: Proof of Service is not required by the rules for Non-case management cases, keying errors were subtracted from totals.

PENDING CM CASES AT EACH STAGE OF LITIGATION - NON-CUMULATIVE (DECEMBER 1991 TO MARCH 1993)

TYPE OF TRACK	# OF PENDING CASES	PRE- SERVICE # %	PROOF OF SERVICE # %	STATEMENT OF DEFENCE # %	COMPLETION OF DISC./CASE CONF. # %	PRE-TRIAL CONF./ SETTLEMENT # %	TRIAL/HEARING # %
FAST	842	284 33.7%	193 22.9%	93 11.0%	205 24.3%	60 7.1%	7 0.8%
STD	1258	311 24.7%	121 9.6%	199 15.8%	500 39.7%	124 9.9%	3 0.2%
COMP	265	60 22.6%	0 0.0%	152 57.4%	44 16.6%	9 3.4%	0 0.0%
FAMILY	262	72 27.5%	68 26.0%	37 14.1%	59 22.5%	20 7.6%	6 2.3%

PENDING NON-CM CASES AT EACH STAGE OF LITIGATION - NON-CUMULATIVE (DECEMBER 1991 TO MARCH 1993)

TYPE OF TRACK	# OF PENDING CASES	PRE- SERVICE # %	PROOF OF SERVICE # %	STATEMENT OF DEFENCE # %	COMPLETION OF DISC./CASE CONF. # %	PRE-TRIAL CONF./ SETTLEMENT # %	TRIAL/HEARING # %
FAST	13696	8934 65.2%	N/A	4762 34.8%	N/A	1 0.0%	1 0.0%
STD	18657	10752 57.6%	N/A	7905 42.4%	N/A	14 0.1%	1 0.0%
COMP	2394	1305 54.5%	N/A	1083 45.5%	N/A	0 0.0%	0 0.0%
FAMILY	6223	5460 87.7%	N/A	763 12.3%	N/A	74 1.2%	16 0.3%

TORONTO

PERIOD	TRACK	TOTAL			PROOF OF SERVICE			STATEMENT OF DEFENCE			CASE CONFERENCE/ COMPLETION OF DISCOVERY			SETTLEMENT CONFERENCE/ PRE-TRIAL			HEARING/TRIAL		
		MOTIONS REQ.	MOTIONS GRANTED	PERCENT GRANTED	MOTIONS GRANTED REQ.	MOTIONS GRANTED	PERCENT GRANTED	MOTIONS GRANTED REQ.	MOTIONS GRANTED	PERCENT GRANTED	MOTIONS REQ.	MOTIONS GRANTED	PERCENT GRANTED	MOTION REQ.	MOTIONS GRANTED	PERCENT GRANTED	MOTION REQ.	MOTIONS GRANTED	PERCENT GRANTED
DEC 91 TO MARCH 93	FAST	862	559	64.8%	277	193	69.7%	348	214	61.8%	222	143	64.4%	10	5	50.0%	7	4	57.1%
	STD	1020	677	66.4%	233	152	65.2%	388	231	59.8%	394	287	72.8%	5	5	100.0%	2	2	100.0%
	COMP	154	111	72.1%	54	43	79.6%	75	50	66.7%	25	18	72.0%	0	0	0.0%	0	0	0.0%
	TOTAL	2036	1347	66.2%	564	388	68.8%	807	495	61.3%	641	448	69.9%	15	10	66.7%	9	6	66.7%
	FAM	220	218	98.2%	187	164	98.2%	8	7	87.5%	42	42	100.0%	2	2	100.0%	1	1	100.0%

[illegible]

TORONTO

DECEMBER 1991 TO MARCH 1993

REPORT 48: CASES DISPOSED AT EACH STAGE OF LITIGATION - CASE MANAGED CASES

TYPE OF TRACK	# OF DISPOSED CASES	PRE-SERVICE	PROOF OF SERVICE	STATEMENT OF DEFENCE	COMPLETION OF DISCOVERY/ CASE CONFERENCE	SETTLEMENT CONF / PRE-TRIAL	HEARING/TRIAL
		# %	# %	# %	# %	# %	# %
FAST	2769	430 15.5%	1839 66.4%	189 6.8%	168 6.1%	85 3.1%	58 2.1%
STD	1831	382 20.9%	804 43.9%	245 13.4%	315 17.2%	62 3.4%	23 1.3%
COMPLEX	98	35 36.7%	11 11.2%	37 37.8%	8 8.2%	6 6.1%	0 0.0%
FAMILY	1095	113 10.3%	862 78.7%	6 0.5%	62 5.7%	38 3.5%	0 0.0%

REPORT 50: CASES DISPOSED AT EACH STAGE OF LITIGATION - NON-CASE MANAGED CASES

TYPE OF TRACK	# OF DISPOSED CASES	PRE-SERVICE	PROOF OF SERVICE	STATEMENT OF DEFENCE	COMPLETION OF DISCOVERY/ CASE CONFERENCE	SETTLEMENT CONF / PRE-TRIAL	HEARING/TRIAL
		# %	# %	# %	# %	# %	# %
FAST	8745	6304 95.0%	N/A	439 5.0%	N/A	2 0	0 0
STD	4133	3841 92.9%	N/A	275 6.7%	N/A	0 0	17 0.4%
COMPLEX	259	239 92.3%	N/A	20 7.7%	N/A	0 0	0 0
FAMILY	5583	5144 97.5%	N/A	119 2.1%	N/A	0 0	20 0.4%

NOTE: Data was extrapolated from Report 50 - Non-cumulative.

Proof of Service and Completion of Discovery or Case Conference is not applicable for non-case management cases as it is not required that cases complete these stages.

TORONTO STATISTICAL GRAPHS - to be provided on registration

WORKSHEET 4A

TORONTO

REPORT 47: 'OTHER' CASE MANAGED MOTIONS REQUESTED AND ALLOWED

PERIOD	TRACK	TOTAL			PROOF OF SERVICE			STATEMENT OF DEFENCE			CASE CONFERENCE/ COMPLETION OF DISCOVERY			SETTLEMENT CONFERENCE/ PRE-TRIAL			HEARING/TRIAL		
		MOTIONS REQ.	MOTIONS ALLOWED	PERCENT ALLOWED	MOTIONS REQ.	MOTIONS ALLOWED	PERCENT ALLOWED	MOTIONS REQ.	MOTIONS ALLOWED	PERCENT ALLOWED	MOTIONS REQ.	MOTIONS ALLOWED	PERCENT ALLOWED	MOTION REQ.	MOTIONS ALLOWED	PERCENT ALLOWED	MOTION REQ.	MOTIONS ALLOWED	PERCENT ALLOWED
DEC 91 TO MARCH 93	FAST	1267	742	58.6%	235	131	55.7%	753	403	53.5%	225	167	74.2%	34	27	79.4%	20	14	70.0%
	STD	1353	773	57.1%	220	110	50.0%	752	374	49.7%	301	215	71.4%	68	64	94.1%	12	10	83.3%
	COMP	245	148	59.8%	57	34	59.6%	95	44	46.3%	77	60	77.9%	14	8	42.9%	2	2	100.0%
	TOTAL	2865	1661	58.0%	512	275	53.7%	1600	821	51.3%	603	442	73.3%	116	97	83.6%	34	26	76.5%
	FAM	193	138	71.5%	58	52	89.7%	25	17	68.0%	101	61	60.4%	7	6	85.7%	2	2	100.0%

REPORT 47: 'OTHER' NON-CASE MANAGED MOTIONS REQUESTED AND ALLOWED

PERIOD	TRACK	TOTAL			PROOF OF SERVICE			STATEMENT OF DEFENCE			CASE CONFERENCE/ COMPLETION OF DISCOVERY			SETTLEMENT CONFERENCE/ PRE-TRIAL			HEARING/TRIAL		
		MOTIONS REQ.	MOTIONS ALLOWED	PERCENT ALLOWED	MOTIONS REQ.	MOTIONS ALLOWED	PERCENT ALLOWED	MOTIONS REQ.	MOTIONS ALLOWED	PERCENT ALLOWED	MOTIONS REQ.	MOTIONS ALLOWED	PERCENT ALLOWED	MOTION REQ.	MOTIONS ALLOWED	PERCENT ALLOWED	MOTION REQ.	MOTIONS ALLOWED	PERCENT ALLOWED
DEC 91 TO MARCH 93	FAST	126	8	6.3%	64	3	4.7%	45	1	2.2%	14	2	14.3%	2	1	50.0%	1	1	100.0%
	STD	141	24	17.0%	57	2	3.5%	57	16	28.1%	19	5	26.3%	8	1	12.5%	0	0	0.0%
	COMP	6	1	16.7%	2	0	0.0%	4	1	25.0%	0	0	0.0%	0	0	0.0%	0	0	0.0%
	TOTAL	273	33	12.1%	123	5	4.1%	106	18	17.0%	33	7	21.2%	10	2	20.0%	1	1	100.0%
	FAM	6	2	33.3%	3	0	0.0%	2	2	100.0%	1	0	0.0%	0	0	0.0%	0	0	0.0%

